

Approved April 6, 1990
Date

MINUTES OF THE HOUSE COMMITTEE ON JUDICIARY

The meeting was called to order by Michael O'Neal at
Chairperson

7:30 a.m./p.m. on March 27, 1990 in room 313-S of the Capitol.

All members were present except:

Representatives Douville, Gomez, Peterson, Roy and Snowbarger, who were excused.

Committee staff present:

Jerry Donaldson, Legislative Research Department
Jill Wolters, Revisor of Statutes Office
Mary Jane Holt, Committee Secretary

Conferees appearing before the committee:

DISCUSSION AND CONSIDERATION OF BILLS:

HB 2666 Juvenile offenders to be prosecuted as adults at 14 or 15 years of age

The Chairman explained HB 2666 allows the district or county attorney to file a motion requesting that the court authorize prosecution of a 14 or 15 year old who has allegedly committed a class A or B felony as an adult prior to entry of an adjudication. At no time would a 14 or 15 year old be placed in the Kansas State Penitentiary or the Kansas State Industrial Reformatory. He also suggested that the juveniles this bill addresses, that are under 16 years of age, should be called juvenile felons.

During Committee discussion it was suggested instead of transferring control of YCAT to the Secretary of Corrections, the Secretary of Corrections contract with YCAT or the Youth Center at Beloit for the placement of convicted juvenile felons in those centers until they are old enough to be transferred to an adult facility. Concern was expressed about the fiscal impact of HB 2666 and a realistic fiscal note on HB 2666 was requested. The Committee also discussed whether the age limit should be 21 or 25 at YCAT and Beloit.

The Chairman announced the Committee would discuss HB 2666 again as soon as a new balloon was prepared containing Committee suggestions.

SB 671 Surrogate motherhood agreements, voidable criminal penalties for arranging for certain persons

The Committee discussed making SB 671 voidable, as passed by the Senate Judiciary Committee. It was also discussed striking the penalty section, and adding a provision regarding the limitation on the expenses and attorney fees that can be paid.

Representative Solbach moved to amend SB 671 by adopting the language passed by the Senate Judiciary Committee, line 11 through line 26, Section 1, (a) and (b). Representative Scott seconded the motion. The motion passed.

Representative Solbach moved and Representative Scott seconded, to report SB 671, as amended, favorably for passage. The motion passed.

The Committee meeting adjourned at 8:30 a.m. The next meeting will be at 3:30 p.m. in room 313-S.