

Approved: 14 June 1991
Date

MINUTES OF THE SENATE COMMITTEE ON JUDICIARY.

The meeting was called to order by Chairperson Senator Wint Winter Jr. at 10:05 a.m. on March 4, 1991 in room 514-S of the Capitol.

All members were present except: Senators Moran and Oleen who were excused.

Committee staff present:

Mike Heim, Legislative Research Department
Jerry Donaldson, Legislative Research Department
Gordon Self, Office of Revisor of Statutes
Judy Crapser, Secretary to the Committee

Conferees appearing before the committee:

Chairman Winter opened the meeting for consideration and action on bills heard either in subcommittees or by the full Committee.

SB 133 - telemarketing fraud included in consumer protection act.

Senator Moran reported the Subcommittee on Criminal Law and Consumer Protection was waiting for addition information on SB 133 before they completed their work on the bill.

SB 18 - sexually violent offenders.

SB 19 - persons likely to commit sexual acts as mentally ill person under treatment act for mentally ill persons.

SB 20 - required supervision and treatment by mental health professional for sex offenders.

Senator Kerr reported the Subcommittee on Violent Sex Offenders was still working of the issues of SB 18, SB 19, and SB 20.

SB 103 - statute of limitation provision regarding 10-year limitation, does not affect liability claim.

Senator Winter informed the Committee that Professor William Westerbeke was scheduled to address SB 103 on Friday at the 10:05 a.m. meeting and report his interpretations.

SB 124 - suspension and restriction of driver's license on conviction of DUI or refusal to take blood alcohol test.

SB 125 - lower blood alcohol levels for DUI convictions.

Chairman Winter advised the Committee that the House Judiciary Committee has held hearings on a similar House bill and plans to work it regardless of what action this Committee takes. Committee discussion followed that addressed the aspects of education and enforcement for lowering of the DUI tolerances.

Senator Rock made a motion to table SB 125. Senator Gaines seconded the motion. The motion carried.

John Smith, Kansas Department of Revenue Driver Control Bureau of the Division of Vehicles, in addressing SB 124, expressed to the Committee that administration of the current notification requirements is almost impossible. He added that it would increase productivity if the notifications system were to be altered so that notifications are given when the proper procedures are not followed-- a negative notification process.

The Committee took no action on SB 124.

SB 211 - notice to victim prior to parole required in class A felony cases.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON JUDICIARY,
room 514-S, Statehouse, at 10:05 a.m. on March 4, 1991.

Committee discussion clarified that even with passage of the proposed sentencing guidelines, class A felons would continue to be eligible for parole. Therefore, SB 211 would have continued effects.

No action was taken on SB 211 at this time.

The meeting was adjourned.

