

Approved: 4-26-95
Date

MINUTES OF THE SENATE COMMITTEE ON JUDICIARY

The meeting was called to order by Chairperson Tim Emert at 7:30 p.m. on March 30, 1995 at the rail in the Capitol.

All members were present except: Senator Brady (excused)
Senator Oleen (excused)
Senator Rock (excused)
Senator Feleciano (excused)

Committee staff present: Gordon Self, Revisor

Conferees appearing before the committee: None

Others attending: None

SB 375--Distribution of statute books to members of the legislature.

The Chair called to order the meeting at the rail at 7:30 p.m. on March 30, 1995. The Chair explained that the purpose of this meeting was discussion and possible action on **SB 375** which had been referred to the Senate Judiciary Committee by the Senate President.

The Chair addressed an issued regarding probate and a recent court decision: In Re: Murdock

Motion made by Senator Bond, second by Senator Parkinson to delete all provision in **SB 375** and conceptually amend into the bill language provided by Theodore C. Geisert, (Attachment 1) and to recommend the bill favorably for passage. Motion carried.

Meeting adjourned at 7:40 p.m.

The next meeting is scheduled for April 6, 1995.

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MESSAGE: Re: Court of Appeals - Probate Foul Up

Bob: I have visited with Judge Solomon and together we have come up with this language to be inserted in KSA 59-2213 after the first sentence.

"The verification of the petition pursuant to KSA 59-2201 shall constitute sufficient proof of the statements made in the petition in the absence of written defenses or any appearance by an adverse party."

Ted

*Senate Judiciary
3-30-95
Attachment 1*