

SENATE JUDICIARY COMMITTEE

1997 Members

Chairperson Senator Tim Emert
Vice Chairperson Senator Keith Schraad
Vice Chairperson Senator Ed Pugh
Vice Chairperson Senator Lana Oleen
Ranking Minority Member Senator Greta Goodwin

Members:

Senator Dick Bond
Senator Les Donovan
Senator Paul Feleciano
Senator Mark Gilstrap
Senator Greta Goodwin
Senator Nancey Harrington

Staff:

Michael Heim, Kansas Legislative Research Department
Jerry Donaldson, Kansas Legislative Research Department
Gordon Self, Revisor of Statutes' Office
Mary Blair, Senate Committee Secretary

SENATE JUDICIARY

COMMITTEE ACTION INDEX

UPDATED 3/28/97

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMM
SB 8	Uniform Fraudulent Transfer Act 01/15/97 Special Comm on Jud.	1/22	1/23 BPA
SB 9	Uniform Partnership Act (1994) 01/15/97 Special Comm on Jud.	1/22	1/23 BPA
SB 66	Payment of demands and medical assistance by conservators. 01/22/97 R. Hearrell, Jud. Council	2/4	2/4 BPCC
SB 67	Amendments to the protection from abuse act. 01/22/97 R. Hearrell, Jud Council	1/28 (sub co)	2/25 BPA
SB 68	Amendments to the care and treatment act for mentally ill persons. 01/22/97 R. Hearrell, Jud. Council	1/28	1/28 BPA
SB 70	Expanding the definition of community service work under the tort claims act to include assignments by the parole board or the department of corrections. 01/22/97 Charles Simmons, Secty, Dept. of Corrections	(sub co.) 2/25 hearing	NO ACTION
SB 72	Disclosure of certain records relating to correctional inmates or released inmates. 01/22/97 C. Simmons, Dept. of Corr.	1/29	2/13 BP
SB 73	Income withholding for criminal costs as a condition of probation or upon violating a condition of probation. 01/22/97 Interim Comm. (P. Shelby)	1/29	1/29 BPA
SB 87	Cigarette or tobacco infractions; classification and trials. 01/24/97 Paul Shelby	2/4	2/4 BP
SB 89	Limited actions, approval of judge related to claims for property. 01/24/97 Paul Shelby	2/4	2/4 BPCC
SB 90	Jury trial requirements for commitment of sexually violent predators. 01/24/97 Paul Shelby	2/4 HEARING CANCELLED	NO ACTION
SB 95	Distribution of child placement investigator's report in divorce proceedings. 01/27/97 Ron Smith	2/6	2/6 BP
SB 96	Marital property to include professional goodwill in certain circumstances. 01/27/97 Ron Smith	2/6 to sub co.	2/25 BP (without amendendments)
SB 101	Garnishment; responses to answer of garnishee. 01/27/97 Dept. of Adm. -(Shirley Moses testified)	2/5	2/5 BP
SB 105	Creation of trusts by conservators in certain circumstances. 01/27/97 Ron Smith	2/5	NO ACTION
SB 106	Making of gifts by conservators in certain circumstances. 01/27/97 Ron Smith	2/5, 2/6	2/6 BP

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMM
SB 140 (ways & means)	Enforcement of child support, uniform interstate family support act.01/30/97 S Referred to Judiciary -SJ 74 SRS	2/7, 2/20 to sub. co.	3/6 BPA
SB 150	Confidentiality of business records. 01/31/97 S Referred to Judiciary -SJ 78 Commerce Committee	2/20	NO ACTION
SB 155	Creating the crime of giving a check drawn against a closed account.01/31/97 S Referred to Judiciary -SJ 78 Bud Grant, KCCI	NO HEARING	NO ACTION
SB 156	Civil liability for parents and guardians of minors who shoplift.01/31/97 S Referred to Judiciary -SJ 78 Bud Grant, KCCI	2/20 3/20 - possible action	3/20 BPA
SB 174	Preliminary breath test; refusal; penalty. 02/03/97 S Terry Maples, Hwy Patrol (Comm. on Transport. & Tourism)	2/11	2/11 BP
SB 189	Implied warranties of workmanlike construction and habitability. 02/05/97 S Referred to Judiciary Interim-Schraad	2/17	NO ACTION
SB 191	Civil procedure, notice of intent to perform, oral contracts; amounts in excess of written contracts. 02/05/97 S Referred to Judiciary Interim - Schraad	2/17	NO ACTION
SB 192	Separate crime and penalty for arson of a dwelling. 02/05/97 S Referred to Judiciary Jim Clark Ks. Co & D.A. Asso.	NO HEARING	NO ACTION
SB 193	Certification of evidence to prove offender's criminal history sufficient. 02/05/97 Jim Clark	NO HEARING	NO ACTION
SB 194	Establishing county district attorney offices in certain counties. 02/05/97 Jim Clark	2/21	NO ACTION
SB 195	Increased penalty for burglary of a dwelling 02/05/97 Jim Clark	NO HEARING	NO ACTION
SB 203	Increasing the penalty for criminal trespass of a dwelling. 02/05/97	NO HEARING	NO ACTION
SB 214	Law enforcement; sheriffs; qualifications and officer training requirements. 02/12/97 S Hearing: 2/19/97, Wed., 10:00 am, Rm 514-S Kyle Smith, KBI	2/19 to sub co	2/25 BP
SB 215	Effect of felony conviction on civil rights of convicted felon. 02/06/97 S Referred to Judiciary -SJ 113 R. Hearrell	NO HEARING	NO ACTION
SB216	Application of code of civil procedure to actions filed under the code of civil procedure for limited actions; renumbering of case. 02/06/97 S Referred to Judiciary -SJ 113 John Peterson, Ks. Land & Title	2/21	2/21 BPCC
SB 231	Termination of rental agreement relating to conduct of tenant that jeopardizes health, safety and welfare of others. 02/11/97 S Referred to Judiciary -SJ 125	NO HEARING	NO ACTION

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMM
SB245	Hospital liens upon personal injury damages recovered by patients. 02/11/97 S Referred to Judiciary -SJ 125	to PH&W NO HEARING	NO ACTION
SB 251 way & means	Marijuana and other drug tax enforcement.02/11/97 S Referred to Judiciary -SJ 125	NO HEARING	NO ACTION
SB 254	Conduct detrimental to state service when supervising attorney subject to professional discipline. 02/11/97 S Referred to Judiciary -SJ 125 Natalie Haag, Bd of Indigents Def.	2/19 Sub Co.	2/21 BP
SB 255	Persons in custody after felony conviction who file habeas corpus petition not entitled to be provided counsel. 02/11/97 S Referred to Judiciary -SJ 125 Natalie Haag, Bd of Indigents Def.	sub co. 2/25	2/25 BP
SB 257	Penalties for certain violations involving minors and alcoholic liquor and cereal malt beverages. 02/12/97 S Hearing: 2/19/97, Wed., 10:00 am, Rm 514-S AG - Nancy Lindberg	2/19 to sub co	2/25 BP
SB 258	Attendance of defendants or parolees at secondary or post secondary educational institutions. 02/12/97 S Hearing: 2/19/97, Wed., 10:00 am, Rm 514-S AG-Nancy Lindberg	2/19 to sub co	NO ACTION
SB 259	Admissibility of reports of forensic examiners at preliminary hearing. 02/12/97 S Hearing: 2/17/97, Mon., 10:00 am, Rm 514-S Kelly Kultala, City of Overland Park	2/17 & 18	2/18 BPCC
SB 260	Social worker may join and organize professional corporation with certain other professionals Sen. Harris.	sub co 2/25 no recommendat.	NO ACTION
SB 261	Increased penalties and longer time limitations for crime of deceptive commercial practices. 02/11/97 S Referred to Judiciary -SJ 125 AG -Steve Rarrick, Deputy	sub co	2/20 BPA
SB 262	Responsibilities of attorney general in capital murder and hard 40 sentencing proceedings. 02/11/97 S Referred to Judiciary -SJ 125 AG - David Debenham	sub co	2/20 BPCC
SB 263	Prosecution's right to discovery and inspection of materials to be produced at any hearing. 02/11/97 S Referred to Judiciary -SJ 125 AG - David Debenham	sub co	2/20 BPCC
SB 264	Assistance of counsel for persons convicted of capital murder. AG - David Debenham	sub co	2/20 BPA

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMM
SB 265	Displaying or possessing false driver's license. 02/11/97 S Referred to Transportation & Tourism -SJ 126	NO HEARING	NO ACTION
SB 269	Collection of fingerprints and criminal history for persons applying for admission to practice law. Jud. Adm. - P. Shelby 02/12/97 S Referred to Judiciary -SJ 130	sub co	2/25 BP
SB 271	Adoption changes including consent, temporary orders and custody and relinquishment. 02/12/97 S Referred to Judiciary -SJ 130 Sen. Barbara Lawrence	sub co 2/25 no recommendaat.	NO ACTION
SB 287	Expedited determination of strategic lawsuits against public participation actions; assessment of costs, fees and damages. 02/13/97 S Referred to Judiciary -SJ 138	2/18	NO ACTION
SB 291	Registration requirements for persons who commit certain crimes involving children and sex offenses. 02/13/97 S Referred to Judiciary -SJ 138 AG Stovall	2/19 sub co.	2/25 BPA (SB 311 amended into SB 291)
SB 292	Law enforcement authority of conservation officers and other employees of department of wildlife and parks. 02/13/97 S Referred to Judiciary -SJ 138 Amelia McEntire, Wildlife and Parks introduced. Jerry Bump, Dir. of L.E. and Helen Stephens, lobbyist for L.E.	2/21	2/21 BP
SB 308	Changing penalties for driving while license canceled, suspended or violations of law other than DUI. 02/14/97 S Referred to Judiciary -SJ 146	NO HEARING	NO ACTION
SB 311	Registration of murderers. 02/14/97 S Referred to Judiciary -SJ 146 AG Stovall	2/19 sub co	2/25 (amended into SB 291)
SB 312	Grounds for Divorce Sen. Harris 02/13/97 S Introduced -SJ 138 02/14/97 S Referred to Judiciary -SJ 146	NO HEARING	NO ACTION
SB 319	Injury to a pregnant woman resulting in death of fetus. 02/14/97 S Referred to Judiciary -SJ 146 Senator Tyson - (Larry Wright, Franklin Co. Atty testified)	2/24	NO ACTION
SB 320	Marriage and divorce counseling; marriage fees; divorce, emergency and periods. 02/17/97 S Referred to Judiciary -SJ 149	NO HEARING	NO ACTION
SB 326	Civil liability for worthless checks. 02/17/97 S Referred to Judiciary -SJ 149	NO HEARING	NO ACTION
SB 335	Education of inmates. 02/17/97 S Referred to Judiciary -SJ 149	NO HEARING	NO ACTION
SB 336	Time limits for filing and rendering a decision in proceedings to terminate parental rights. 02/17/97 S Referred to Judiciary -SJ 149 Sen. Petty	NO HEARING	NO ACTION

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMM
SB 355	Adverse possession; limitations and payment of taxes.02/17/97 S Referred to Judiciary -SJ 149	NO HEARING	NO ACTION
SB 356	Child support payments. 02/17/97 S Referred to Judiciary -SJ 149	NO HEARING	NO ACTION
SB 364	Restriction on assignee of debt exercising garnishment powers repealed. 02/18/97 S Referred to Judiciary	NO HEARING	NO ACTION
SB 375	Abuse, neglect and exploitation of certain persons. 02/24/97 S Referred to Judiciary	NO HEARING	NO ACTION
SB 378	Kansas fraudulent insurance act.02/24/97 S Introduced - AG?	3/20	NO ACTION
SB 384	Enacting the Kansas statutory lien act. 03/21/97 S Referred to Judiciary -SJ 332	NO HEARING	NO ACTION
SR 1815	Attorney general directed to determine constitutionality of abortion and to establish that upon conception there is life.02/13/97 S Referred to Judiciary -SJ 138 Sen. Huelskamp	2/24 3/6	3/6 RESOLUTION TABLED
HB 2007	Amendments to rules of civil procedure Randy Hearrell - Nick Badgerow testified	3/12	3/13 BP
HB 2013	Release of Federal Prisoners by Rep. Wilk	3/12	3/13 BP
HB 2025	Crime of inflicting harm, disability or death to a police or arson dog. From Fed & State. Ref. to S. Jud. 3/4 Ks. State Fire Marshal - Anthony Mattivi, asst. AG	3/21	3/21 BPA
HB 2042	Fiduciary security transfers, tax obligations. 01/14/97 S Ref. to Jud. SJ 146 Randy Hearrell - Gerald Goodell, Probate Law Advis. Comm.	3/12	3/26 BP
HB 2043	Probate code, amending the definition of a valid settlement agreement. 02/14/97 S Referred to Judiciary -SJ 146 Randy Hearrell	3/11	3/11 BP
HB 2049	Recoupment of county defense costs as an authorized disposition 02/14/97 S Ref to Jud SJ146 Randy Hearrell	3/11	3/11 BP
HB 2055	Nonprobate transfers of real estate 02/18/97 S Ref. to Jud. Tim Carmody	3/13	3/26 BPA
HB 2056	Nonprobate transfers of motor vehicles 02/18/97 S Ref to Jud Tim Carmody	3/13	3/26 BP
HB 2058	Revision of statues relating to computer crime and making false in. 02/18/97 S. Ref. to Jud.	3/25	3/21 BP
HB Sub 2059	Sub for H 2059 by Committee on Judiciary--Kansas digital signature act. 03/04/97 S Referred to Judiciary -SJ 245	NO HEARING	NO ACTION
HB 2143	Nonpecuniary damages in wrongful death action.02/27/97 S Referred to Judiciary Rep. Dale Swenson (Ks. Trial Lawyers - Chris-have testimony)	3/24 & 3/25	3/25 BP

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMM
HB 2211	Kansas Parole Board membership reduced to four; unanimous vote required to parole inmates convicted of certain crimes.02/28/97Referred to Judiciary	3/11	3/11 BP
HB 2230	Prohibiting pyramid promotional schemes.02/28/97 S Referred to Jud. David Brant - Ks. Securities Commission	3/21	3/21 BP
HB 2250	Forensic examination prepared by Missouri Southern State College police academy regional crime lab admissible into evidence.2/28 Ref. to Jud.	3/21	3/21 BPCC
HB 2264	Brokerage relationships in real estate transactions act. 03/04/97 S Referred to Judiciary -SJ 245 Ks. Asso of Realtors? - Karen France	3/17 & 3/18 sub comm. 3/20	3/24 BP
HB 2308	Limited liability companies and limited partnerships; right to withdraw. 02/28/97 S Referred to Judiciary	3/19	3/19 BPCC
HB 2313	Extending crime victim's compensation coverage to Kansas residents who have been victims of foreign terrorism. 02/28/97 S Referred to Judiciary	NO HEARING	NO ACTION
HB 2422	Transfer of real property on death of owner; relating to an heir who files a notification of interest in title. 03/04/97 S Referred to Judiciary -SJ 245 Rep. David Haley	3/19	NO ACTION

CONFIRMATIONS

Appointments:

State Board of Indigents' Defense Services:

Devon F. Knoll, term expires January 15, 2000 (action by committee 3-19-97)

Crime Victims Compensation Board:

Carrie Jones, term expires March 15, 2001 (action by committee 4-11-97)