

Approved: 5-1-98
Date

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS.

The meeting was called to order by Senator Lana Oleen at 11:40 a.m. on April 10, 1998, in Room 254-E of the Capitol.

All members were present except:
Senator U. L. "Rip" Gooch - excused

Committee staff present: Mary Galligan, Legislative Research Department
Robin Kempf, Legislative Research Department
Theresa Kiernan, Revisor of Statutes
Midge Donohue, Committee Secretary

Conferees appearing before the committee:
Representative Bonnie Sharp

Others attending: See attached list

Senator Oleen provided an update on **HB 2999**, relating to lottery machines, and **SB 692**, regarding bingo. She said there were issues concerning bingo that were pointed out in the legislative post audit report presented to the committee, and it was her intention to request interim study to better address those issues. She indicated the tax issue in this regard needed to be pursued and pointed out it was not the intent of legislation introduced to increase taxes but to make certain due and owing taxes are collected as provided by law.

In regard to **HB 2999**, Senator Oleen advised she had polled the committee and found interest wanting as the session winds down; however, she said there may be several issues in the bill that could be brought together, specifically as they relate to underage purchase and cashing of lottery tickets. She said she had asked both sides of the issue to give this consideration and, if they could come up with something acceptable to them and the committee, perhaps it could be considered during the veto session.

Senator Oleen indicated she would entertain requests for interim studies and asked committee members to let her know of issues or interests they would like to have studied. She asked that the information be available the first day of the veto session so it could be acted upon prior to final adjournment.

Senator Oleen recognized Representative Bonnie Sharp, sponsor of **HB 2739** which addresses identity theft. She explained to Representative Sharp that the bill had been held because a couple of other issues needed to be resolved which also involved crimes and punishment, and it was hoped they could be addressed at the same time. Senator Oleen said she had visited with several committee members and there was concern over the level of severity provision in **HB 2739**. Representative Sharp advised that she had no problem if the level of severity had changes, as she had the Revisor introduce the level of severity as a starting point of discussion.

Senator Schraad was recognized and presented changes proposed by the Secretary of Corrections pertaining to capital punishment. Senator Oleen explained that a bill, (**HB 2463**, concerning crimes and punishment), had been introduced and passed in the house dealing with the procedure for capital punishment which is not addressed in current law. She told the committee this was not a controversial provision of the bill.

Senator Harrington moved to amend **HB 2739** to include language of **HB 2463**, sections 3 thru 10 and sections 12 and 13. Senator Bleeker seconded the motion, and the motion carried.

Senator Harrington moved to amend the level of severity in **HB 2739** to a Class A misdemeanor. Senator Schraad seconded the motion. The motion carried.

Attention was then directed to **SB 690**, regarding the unlawful administration of a substance, and an amendment offered by the Kansas Peace Officers Association (KPOA) and pharmaceutical representatives which spelled out the types of drugs the bill would address.

Senator Biggs moved to amend **SB 690** to include the compromise language offered in the amendment proposed by the KPOA and amend the bill into **HB 2739**. Senator Jones seconded the motion. The motion carried.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS, Room 254-E, Statehouse, at 11:40 a.m. on April 10, 1998.

Senator Harrington moved to report **HB 2739** favorably to the full senate. Senator Schraad seconded the motion, and the motion carried.

The chair asked committee members to give thought to issues they would like referred for interim study. She indicated she would also entertain requests for legislative post audits or interim topics.

Senator Bleeker requested a point of personal privilege and presented Senator Becker with a message from the City of Great Bend.

The meeting adjourned at 12:10 p.m.

