

Approved  
Date: *April 4, 2001*

MINUTES OF THE SENATE JUDICIARY COMMITTEE.

The meeting was called to order by Chairperson John Vratil at 10:59 a.m. on March 30, 2001 in Room 245-N of the Capitol.

All members were present except: Senator Adkins (excused)  
Senator Oleen (excused)

Committee staff present:

Gordon Self, Revisor  
Mary Blair, Secretary

Conferees appearing before the committee:

Kathy Olsen, Kansas Bankers Association (KBA)

Others attending: see attached list

**HB 2296—concerning forgery**

**HB 2549—concerning worthless checks**

Following a brief description of **HB 2296** and **HB 2549**, Senator Schmidt moved to amend the text of **HB 2549** into **HB 2296**. Senator Donovan seconded. Discussion followed. Motion carried. Senator Pugh proposed a further amendment to strike section 3 of **HB 2296**, Senator Donovan seconded. Further discussion followed. Motion carried.

The Chair distributed a copy of a proposed amendment to **HB 2296** from the KBA. At the Chair's request Kathy Olsen explained the intent of the amendment. (attachment 1) Committee discussed asset forfeiture issues at length. Senator Umbarger moved to include in the bill a phrase which would provide for sequestering of assets by law enforcement until conviction, Senator Goodwin seconded. Following discussion the Chair informed Committee there would be an interim committee on the subject of asset forfeiture law this year and suggested Committee refrain from addressing the subject in this bill. Senator Umbarger withdrew his motion and Senator Goodwin, her second. Senator Donovan moved to pass **HB 2296** out favorably as amended, Senator Schmidt seconded. Carried.

**HB 2154—concerning providers of care services; employment of persons by suchh providers**

**HB 2067—concerning certain animals; penalties for inflicting harm or death**

The Chair stated that **HB 2154** contained separate issues, one relating to health care and the other relating to criminal law. He recommended portions of the bill be amended into a new bill dividing the separate issues so they may be discussed, in conference, by the appropriate committee. Following discussion, Senator Goodwin made a motion to amend **HB 2067** to create a substitute bill for **HB 2067** which includes Sections 1 and 2 from **HB 2154** and to pass the bill out favorably as amended, Senator Pugh seconded. Carried.

The meeting adjourned at 11:46 a.m. There are no further meeting scheduled.



Su Jud  
3-30  
att 1

## HB 2296

Amending KSA 21-3710:

New Subsection (d) Upon a conviction of a violation of this section, any property used or intended to be used in any manner to facilitate the violation, and any property which represents or is traceable to the gross receipts obtained, directly or indirectly, from a violation of this section shall be subject to the procedures of seizure and forfeiture under the Kansas Asset Seizure and Forfeiture Act.

Property forfeited under this section shall first be returned to the property owner if known, and if no property owner can be identified, then the judicial disposition of property under the provisions of the Kansas Asset Seizure and Forfeiture Act shall be applied.

*Strike line 7, Page 7 of the bill.*

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3-30-01  
att 1