

MINUTES OF THE HOUSE JUDICIARY COMMITTEE.

The meeting was called to order by Chairperson Michael R. O'Neal at 3:30 p.m. on March 27, 2002 in Room 313-S of the Capitol.

All members were present

Committee staff present:

Jerry Ann Donaldson, Department of Legislative Research
Jill Wolters, Department of Revisor of Statutes
Sherman Parks, Department of Revisor of Statutes
Cindy O'Neal, Committee Secretary

SB 491 - Definitions under the Kansas Tort Claims Act

Representative DeCastro made the motion to report SB 491 favorably for passage. Representative DiVita seconded the motion. The motion carried.

SB 339 - Procedure for early release of functionally incapacitated persons by the Secretary of Corrections

Representative Ruff made the motion to report SB 339 favorably for passage. Representative Loyd seconded the motion. The motion carried.

SB 433 - Motor vehicle; DUI; notice to Department of Corrections; inpatient or outpatient treatment

Representative Loyd made the motion to report SB 433 favorably for passage. Representative Owens seconded the motion. The motion carried.

SB 443 - Personal property of inmates, abandonment; disposition

Representative Howell made the motion to report SB 443 favorably for passage. Representative Dillmore seconded the motion. The motion carried.

SB 487 - Presumed imprisonment for certain person convicted of burglary with three prior burglary convictions

Committee discussion centered around the concerns with bed space and that maybe there should be a tradeoff between first time drug offenses and those who commit burglary so there would be zero population growth.

HB 2932 - Establish criteria for amount of child support, and restrictions

Representative DiVita made the motion to strike the proposed language on page 2. Representative Pauls seconded the motion. The motion carried.

Representative DiVita made the motion to report HB 2932 favorably for passage. Representative Pauls seconded the motion. The motion carried.

SB 486 - Common law marriages

Representative Shriver made the motion to strike the provisions in SB 486 and amend in HB 2366 - Common law marriages. Representative Long seconded the motion. The motion carried.

Representative Crow made the motion to report Substitute SB 486 favorably for passage. Representative Shriver seconded the motion. The motion carried.

CONTINUATION SHEET

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SB 453 - Sentencing of offenders who are arrested for violations of conditions of original sentence

Representative Howell made the motion to report SB 453 favorably for passage. Representative Loyd seconded the motion.

Representative Loyd made the motion to amend in the provisions of SB 412 - application fee imposed on defendant entitled to indigent defense service. Representative DeCastro seconded the motion. Committee members voiced concerns about the fee being paid up front and the amount of the fee. The motion failed.

The motion to report failed.

The committee adjourned at 1:30 p.m.