

SENATE JUDICIARY COMMITTEE

2002 Members

Chairperson.....Senator John Vratil

Vice Chairperson.....Senator Ed Pugh

Ranking Minority Member.....Senator Greta Goodwin

Members:

Senator David Adkins

Senator Les Donovan

Senator Mark Gilstrap

Senator David Haley

Senator Kay O'Connor

Senator Lana Oleen

Senator Derek Schmidt

Senator Dwayne Umbarger

Staff:

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





2002  
SENATE JUDICIARY COMMITTEE

COMMITTEE ACTION INDEX

4-10-02

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 16	conc. CINC;re:temp. custody hearing (Jt Comm on Corrections and JJO)	1-22 subco P,Gil,O No action	No action
SB 26	conc. standard asset seizure and forfeit. act; re:civil remedies (DOC-Tim Madden)	1-22 subco P,Gil,O	No action
SB 76	conc state and trib. rel; re: agreements between the state and native amer. indian tribes (Jt comm on S-T rel - Julie Hein)	No action	No action (see SB 384)
SB 88	concerning access to health care records and health care billing records by patients and others. (Paul Davis KBA)	No action	No action (see SB 377)
SB 95	enacting the interstate compact for adult offndrs supervision (Adkins and Goodwin)	Hrg 1-24	2-4 BP
SB 103	re:home health agncies; conc employ. of person by such providers (pub. health & welfare committee)	No action (see HB 2067 from 2001)	No action
SB 104	re: adult care homes; conc. employmnt of persons by such providers (pub h&w comm.)	No action (see HB 2067 from 2001)	No action
SUB for SB 116	civil actions; re: authority to bring certain action; firearms manuf & dlrs. (Sen. Schmidt)	2-5	2-5 BP
SB 116	conc. firearms, ammunition and firearms dealers; re:limit on certain civil actions relating thereto (fed & state)	Hrg 1-23	2-5 BP (Sub for 116)

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 117	conc regulation and application of state and local laws, rules, regs and ordinances to sport shooting ranges; providing civil immunity to persons who operate or use such ranges (fed & state)	No action (floor amndmnt 2001 session)	No action
SB 131	conc. operation of a mv while under the influence of alcohol or drugs; crim. activity, punishment (A.G.)	No action (see SB 67 from 2001)	No action
SB 136	conc. civil procedure; re:wage garnishment; assignment of acc't (Ks Credit Attys-Elwaine Pomeroy)	1-22 subco A,H,U, O'C	2-20 failed No action
SB 141	conc insurance; re: fraudulent insurance act (FI&I)	1-22 subco A,H,U,O'C (no action per request)	No Action
SB 173	conc. divorce and separate maintenance re: grounds (Sen. Lyons)	Hrg 1-29-02	2-4 BPA
SB 174	conc. juv. offndrs; re: detention; responsibility and payment of expenses; juv. detention facilities fund (Sen. Oleen)	1-22 subco A,H,U,O'C	2-20 Interim study
SB 180	reg. of sport shooting ranges.	No action	No action
SB 206	Re:DUI; conc. penalties (AG-Nancy Lindberg)	No action (see SB 67 from 2001)	No action
SB 207	conc diplomatic immunities and priv.; re:reports by l.e. officers (Sen. Gilstrap for Foreign Mission office)	No action	No action
SB 215	conc. DUI; criminal penalties; admin proced and penal. (AG)	No action (see SB 67 from 2001)	No action
SB 225	re:DUI of alcohol or drugs; conc. surrender of drivers' licenses (Comm on Trsport'n)	No action (see SB 67 from 2001)	No action
SB 228	conc real prperty; re:trsfr upon death of owner; filing a notification of interest in title by an heir (Sen Haley)	No action (defeated in 2001)	No action

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 229	conc crimes and punshmnt; re:cruelty to animals (Sen. Haley)	Hrg 1-28	No Action
SB 230	conc ccproc and penalties; re:sentencing; hate crimes (Sen. Haley)	Hrg 1-28	No Action
SB 241	conc children; re: CINC; definitions (Ways & Means - Joyce Allegrucci, SRS-)	No action (see HB 2600 from 2001)	No action
SB 262	re: profits from such crimes and civil action to recover thereof; crime victims compens board (Sen. Adkins)	1-22 subco S,Gw,D	No action
SB 265	conc residential ll and tenant act; notice of term. of tenancy (Sen. Schmidt)	Hrg 2-1	2-20 BPA
SB 269	conc ccpp; re: confinement in couty jail; reimbrsmnt (Sen. Lee, Barone, Gilstrap, et.al)	1-22 subco S,Gw,D No action	No action
SB 272	conc ccpp; re: collection of DNA specs (Sen Feleciano)	No action (see HB 2176 from 2001)	No action
SB 295	ccpp; re: aggravated escape from custody (Helen Pedigo-JJA)	1-22 subco P,Gil, O	No action
SB 296 Blessed	re: consumer protection; conc unsolicited cons. telephone calls (Sen. Adkins)	2-1-02 3-6	3-6 SB 538 (commerce cmte bill) amended into SB 296
Sub SB 296	unsolicited cons. telephone calls	3-6	3-6 BP
SB 297 Blessed	Enacting Unif. Trust Code (Randy Hearrell-Jud Cncl)	1-22 hearing 1-22 subco S,Gw,D	3-8 BPA
SB 300	conc JJA; re:req. of employees (Helen Pedigo-JJA)	1-22 subco P,Gil,O	No action
SB 301	JJA; trial home visits (Helen Pedigo-JJA)	1-22 subco P,Gil,O	No action

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 303	ccpp; re: collection of DNA specs; limit of actions; testing (Kyle Smith-KBI)	No action (see HB 2176 from 2001)	No action
SB 335	re: parole and the Ks parole bd (ways & means)	1-22 subco A,H,U,O'C	2-20 No action
SB 339	conc persons in custody of the sec.of corr; re:early med release (ways & means)	1-22 subco S,Gw,D	3-6 amended (see Sub for SB 339)
Sub for SB 339	persons in custody of DOC; early medical release	3-6	3-6 BP
SB 341	re: domestic violence; assess. of certain fees (ways & means)	No action see SB 205 from 2001)	No action
SB 354	corrections: re: placement of facilities; cooperation and consultation with munis and the public (ways & means)	No action (resolved in 2001)	No action
SB 377	access to hlth care rcrds by pts. & authorzd reps. (spec.cmte on jud)	1-23	2-4 BPA
SB 382	Cons. Prot. Act; re:profiteering from disaster (Sen. Schmidt)	2-11	2-14 BPA
SB 383	amnd'g interlocal coop act (jt comm on St.-Tribal relations)	1-24	2-4 BP
SB 384	conc. agreement with Native Amer. Indian tribes (jt comm on St.-Tribal relations)	1-24	2-4 BPA
SB 391	reg. traffic; conc. failure to comply with traffic citation (transportation)	2-5	2-5 BPA
SB 392	re: drivers lic.; habitual violators (transportation)	2-5	2-5 BP
SB 399	CINC: re: app't of counsel (Randy Hearrell-KJC)	2-6	2-11 BP
SB 400	Ks probate code-re:residence of adm;agent, written acceptance (Randy Hearrell-KJC)	2-6	2-11 BP
SB 412	ccpp; re: aid to indigent defendants (Pat Scalia BID)	2-6	2-11 BP

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 432	restricting trnspt of nonsibling minor passengrs by certain drivers (Sen. Barnett)	2-7 2-14 reconsideration	2/12 BNP 2-20 BPA
SB 433	re: DUI req. certain notice be sent to DOC; mndtory particip and conditions imposed (Tim Madden-DOC)	2-7	2-12 BPA
SB 434	unlawful sex relations; adding certain contracted employees to definition of offender (Tim Madden-DOC)	2-11	2-11 BP
SB 443	personal prop of inmates; est. when considered abandoned property. (Fed & St)Tim Madden-DOC)	2-11	2-11 BP
SB 444	re: evictions; form of summons (kathy porter-oja)	2-12	2-12 BPCC
SB 445	re: judgment liens (kathy porter-oja)	2-12	2-12 BPCC
SB 453	re: arrest for viol of cond of sentence (Susan Bechard-KCDA)	2-13	2-25 BP
SB 454	re: consolidation of field services; perscribing certain duties to sent. commission (barb toombs-sent. comm.)	2-21 Interim study	No action
SB 456	conc private security guards; re: lic and reg thereof (fed & st - Senator Gooch introduced but is neutral on bill)	2-13 Interim Study	2-13
SB 464	abc; re: furnishing to a minor (fed & st) Bob Longino-ABC)	2-14 (amended)	2-20 BPA
SB 466	abc; re: gallonage (fed & st) Bob Longino	2-6 subco P,Gil,O	No action
SB 474	protection from stalking (adkins, vratil and goodwin)	2-8	2-25 BPA
SB 475	prot from abuse; re: intimate partners or household membrs (adkins, vratil and goodwin)	2-8	2-26 BPA



BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 476	exam of victims of sex assault (adkins, vratil and goodwin)	2-6 subco S, Gw, D	2-26 BP
SB 477	prot from abuse; re: funding for programs (adkins, vratil and goodwin)	2-12	2-26 BPA
SB 485	re: battery against a LE officer (Sen. Goodwin)	No action	No action
SB 486	invalidity of common law marriages (Sen. Umbarger)	2-6 subco A,H,U,O'c	2-18 BP
SB 487	chronic burglars; sentencing (KCDA)	2-6 subco A,H,U,O'C	2-26 BP
SB 489	certain fertilizers; owners of anhydrous ammonia, immunity from liability (Sen Umbarger)	2-6 subco S,Gw,D	2-26 BPA
SB 491	Ks tort claims act; re: definitions (Sen Vratil)	2-6 subco P,Gil,O	2-20 BPCC
SB 492	probate; re:rts of aliens to inherit or trnsmt real property (Sen. Vratil)	2-6 subco P,Gil,O	2-20 BP
SB 493	certain RR employees; re: accidents; testing of crew membrs to determine presence of alcohol or drugs (Sen. Vratil)	2-6 subco A,H,U,O'C	2-20 No action
SB 494	offenders sentenced to the DOC; notification by dist. ct (Kathy Porter-OJA)	No action ( in SB 433 amendments)	No action
SB 495	sex violent predators trtmnt program at Larned; allowing certain persons to be trsfrd (Trudy Racine-SRS)	No action	No action
SB 496	adding state security hospital to definition of crim. justice agcy (Trudy Racine-SRS)	No action ( in HB 2773)	No action
SB 497	med. assist; repayment; creating & imposing lien on real property of certain recipients of med assist; making certain trsfrs of prop voidable (Trudy Racine-SRS)	2-21 No action (in House bill)	No action

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 498	violent crimes committed outside US (Nancy Lindberg-AG office)	No action	No action
SB 500	relating to burglary (Sen Adkins)	No action	No action
SB 514	child endangerment	No action	No action
SB 515	meth and other substances (Kyle Smith, KBI)	2-22, 3-14	3-18 (amended into Sub HB 2075)
SB 520	est. office of da in 19 <sup>th</sup> jd (Sen. Goodwin)	3-13	3-13 BP
SB 521 Blessed	relating to departure sentencing, procedures (Barb Toombs-Sent. Commission)	2-21	3-7 BPA
SB 522 Blessed	municipal courts; re: collection of fines and ct costs (Mike Taylor-City of Wichita)	2-21	3-8 BNP
SB 523	debts owed to courts; re: reg. of m.v. (Mike Taylor-City of Wichita)		No action
SB 524	business entities; re: annual report; filing of certain documents; franchise tax; bus. activities (Janet Chubb-Sec of St)	2-22	2-26 BPA
SB 534	moratorium of exec. of death sentences (Sen. Goodwin)	No action	No action
SB 535	civil; re: false or fraudulent medicaid claims (Sen. Schmidt)	2-19	Interim study
SB 536	use and possession of body armor (Sen. Schmidt)	2-19	No action
SB 544	nomination & selection of justices and judges (Kathy Porter-OJA)	No action	No action
SB 552	civil; concerning child support (Sen. Jenkins)	2-22	No action
SB 559 Blessed	drivers licenses and other id cards (Sen. Allen)	2-18	3-6 BPA
SB 560	controlled subs.;re: certain unlawful acts; penalties (Sen. Adkins)	No action	No action

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 561	juv justice; re: juvenile corr. Officers; trng (Lynaia South JJA)	No action	No action
SB 562	JJA; re: modification of sentence (Lynaia South JJA)	No action	No action
SB 563 Blessed	jja; re: juv offndrs; custody of commissioner of juv just. (Lynaia South JJA)	3-5	No action
SB 573	motor fuel; re: duties of div. Of wgts & measures & a.g.; private remedy (Tom Palace-PMCA)	No action	No action
SB 574	sentencing; postrelease super. (Ben Burgess-Parole Bd)	No action	No action
SB 577	issuance of drivers license and other id cards (Sen. Hensley)	No action	No action
SB 580	criminal hunting (Sen. Clark)	No action	No action
SB 585 Blessed	establishing putative father registry (Sen. Emler)	2-25	Interim study
SB 594	terrorism & terrorist activities; capital murder; search warrants, etc. (Sen. Adkins)	No action	No action
SB 595	concerning holidays; designating 9-11 as Patriot Day (Sen. Adkins)	No action	No action
SB 596	domestic security council; prescribing membrshp, duties & responsibility (Sen. Adkins)	No action	No action
SB 597	E preparedness for disasters; re: terroristic attacks; plant & animal diseases;powers & duties of gov et. al. (Sen. Adkins)	No action	No action
SB 598	civil procedure;re: evidence; id of informers subpoenas (Sen Adkins)	No action	No action
SB 599 Blessed	conditions of release; sureties (Sen Pugh)	3-5	No action Interim
SB 601 (HB 2763)	re: courtrooms and supplies (W&M Comm.)	No action	No action

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 608	I & A of juvenile offender	No action	No action
SB 609	creating crime of endangering child by deadly weapon access	No action	No action
SB 612	controlled substances; meth enforcement grants	3-14, 3-18	3-18 (Put in Sub HB 2075)
SB 613	community notification of residence of sex offenders	Into HB per Sen. Schmidt	Into HB per Schmidt
SB 631 same as HB 2945	CINC; enacting the child abuse & neglect central registry act (fed & st)	No action	No action
SB 633	sexual exploitation of child (fed & st)	No action	No action
SB 634	KS parole board; re: hearings conducted thereby (fed & st)	No action	No action
SB 648	corrections; re: day reporting ctr in Wyandotte co; application of local requirements or conditions (w&m)	3-22	3-25 BP
SB 652	inmate status and classific. (w&m)	4-9	4-9 BP
SB 661	school district; re: budgeting		
	RESOLUTIONS		
	HOUSE BILLS		
HB 2075	re: fingerprinting of alleged juv. offenders (KBI)	No action (see HB 2176 from 2001)	No action
Sub for HB 2075	meth & other substances, enforcement grants	3-14	3-18 BPA
Sub HB 2077	conc. protection from abuse orders (KBI)	No action (see SB 475)	No action
HB 2078	shoplifting; parents of minor (KCCI)	3-12	3-18 BPA
HB 2079	conc c&p; re: theft (KCCI)	No action (see HB 2176)	No action
Sub HB 2080	conc c&p; re: theft detection	No action (see HB 2176)	No action

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
Sub HB 2183	authorizing electronic gaming machines at certain locations	5-8 Hearing 5-9 Final action 5-10 Final action	No action
HB 2230	re:driving; powers and duties of the division of vehicles; operation of veh.; conc suspension or restriction of drvrs lic. (Rep. O'Neal)	No action (see SB 67 from 2001)	No action
Sub for HB 2230	Truancy	3-18	3-21BPA
HB 2328	re: possess of a contolled subst.(riley county)	No action	No action
HB 2366	common-law marriages (Weber)	No action	No action
HB 2399	offender registration ( Rep.Horst)	3-26	3-27 BP
Sub HB 2469 Sam Bruner	an act concerning guardians & conservators (judicial council)	3-27	3-27 BPA
Sub HB 2487	uniform commercial code: re: secured transactions (ULC)	3-25 (to amend into HB 2709 on the floor)	3-26
HB 2549	conc worthless checks (fed & st)	No action (see HB 2296 from 2001)	No action
HB 2611	re: worthless checks (Rep Lloyd)	3-11	3-11 BP
HB 2623 (technical)	forgery; sentencing (Jt Comm on corr & JJOversight)	3-11	3-11 BP
HB 2629	re: security of the DOA computer and telecomm. Infrastructure space; fingerprinting of certain personnel (Spec Comm on Ks Security)	3-7	3-11 BP
HB 2630	counties; re: medical expenses of prisoners (Rep. Boston)	3-7	3-11 BPA
HB 2643	criminal use of weapons (appr cmte)	No action	No action
HB 2667 (Janet Chubb)	electronic and digital signatures; adoption of rules & regs (E-Gov.)	No action	No action
HB Sub 2673	CINC:contributing to the misconduct of a child Hear	3-13	3-19 BP

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
HB 2697	cp for limited actions (Judge Richard Ballinger from Sedgwick County - Kathy Porter)	3-14	3-19 BPA
HB 2698	tax; re: real est. sales validation questionnaires (Rep O'Neal)	3-8	3-12 BP
HB 2709	uniform commercial code; re: secured transactions (cmte on local gov.)	3-19	3-20 BPA
HB 2735 SB 291 (2001)	aggravated battery-unintentionally causing bodily harm while dui (susan bechard) bed impact	3-20	3-22 Tabled (get blessed)
HB 2751	identity theft (Long)	No action	No action
HB 2752	crimes of tempering with a pipeline and theft of products from a pipeline (Rep Loyd)	3-20	3-22 BPA
HB 2767	consumer protection (commerce committee)	No action	No action
HB 2769	re: abatement of common nuisances (Rep. Lloyd)	3-8	3-12 BP
HB 2771	garnishment; use of fax and email for service of process (Kathy Olsen)	3-13	3-21 BPA
HB 2772	Included in court costs is a fee for forensic services provided by Sedgwick Co. Reg. Forensic sci ctr (Mike Pepon)	3-18	3-20 BPA
HB 2773	adding st. security hosp. to def. of crim. just. agcy (SRS)	No action	No action
HB 2802	Ks law enforcement training ctr find; increasing co & muni court assessments	3-25	3-26 BPA
HB 2823	driver's licenses & id cards; sel. Serv reg. requirements (rep. Cook)	No action	No action
HB 2867	rights of certain aliens to trsfr or inherit real property	No action	No action
HB 2880 CSG	collection of DNA specimens from felons (Campbell)	3-21	3-25 BPA



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CONFIRMATIONS:

Reappointments:

Kansas Parole Board:

Marilyn Scafe, term expires 1-15-06 (action by cmte 2-14-02)

Board of Indigents' Defense Services:

Ruth E. Graham, term expires 1-15-05 (action by cmte 2-14-02)

David L. Herndon, term expires 1-15-05 (action by cmte 2-14-02)

Crime Victims Compensation Board:

Louis J. Johnson, term expires 3-16-06 (action by cmte 2-14-02)

Appointments:

Board of Indigents' Defense Services:

J. Roy Holliday, term expires 1-15-05 (action by cmte 4-3-02)