

**2004
HOUSE COMMITTEE ON
CORRECTIONS
AND JUVENILE JUSTICE**

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REPRESENTATIVE TIM OWENS - VICE-CHAIRPERSON
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COMMITTEE SECRETARY

CONNIE BURNS

HOUSE CORRECTIONS AND JUVENILE JUSTICE

COMMITTEE ACTION INDEX

3-29-04

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
HB 2030	Bill by Judiciary (Jane Holzrichter) Requiring persons who are mandatory child abuse reporters to attend an educational program on child abuse and neglect issues. 1/21/03	2/6/03	No Action Taken
HB 2041	Bill by Judiciary (Rep. Rehorn) Allowing noncitizens to attend the law enforcement training center if lawfully admitted into the US and currently applied for US citizenship. 1/23/03		No Action Taken
HB 2046	Bill by Owens Juvenile offenders; renaming those who commit a felony a juvenile offender type A and those who commit a misdemeanor a juvenile offender type B; decaying juvenile adjudications. 1/24/03	2/12/03	No Action Taken
HB 2049	Bill by Corrections and Juvenile Justice Creating the office of district attorney in judicial districts that vote for approval. (Rep. Ward) 1/24/03	2/3/03	2/28/03 re-referred 1-20-04 Be passed as amended
HB 2050	Bill by Corrections and Juvenile Justice County or district attorney allowed to grant only one diversion for a minor in possession charge. (Rep. Decker)1/24/03	2/13/03	No Action Taken
HB 2062	Bill by Patterson Registered sex offenders, motor vehicle identification markings. 1/27/03	2/12/03	No Action Taken
HB 2070	Bill by Feuerborn, Vickrey Littering, penalties. 1/28/03	2/4/03	2/24/03 Be Tabled
HB 2091	Bill by Corrections and Juvenile Justice Offender financial responsibility for DNA collection fees. (KDC) 1/29/03	2/4/03	No Action Taken
HB 2092	Bill by Corrections and Juvenile Justice Cost of maintenance of certain prisoners. (KDC) 1/29/03	2/11/03	No Action Taken
HB 2093	Bill by Corrections and Juvenile Justice Repealing references to community intermediate sanction centers because not implemented. (KDC) 1/29/03		
HB 2095	Bill by Burroughs Legislators allowed to review CINC reports if child is placed in foster care and a victim of certain crimes; certain restrictions apply. 1/29/03	2/6/03 & 2/18/03	No Action Taken
HB 2103	Bill by Miller, F. Members of the house of representatives and senate and clergy allowed in the CINC hearings as observers.1/30/03		
HB 2104	Bill by Newton Various theft statutes, if theft is over \$100,000, a severity level 5, nonperson felony.. 1/30/03	2/18/03	No Action Taken
HB 2200	Bill by Local Government (Rep. Don Hill) Municipal court fees and fines; collection of. 2/6/03		

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
HB 2216	Bill by Corrections and Juvenile Justice Sale of controlled substances near children and schools; sentencing departures; extending coverage area. (KBI) 2/6/03	2/21/03	No Action Taken
HB 2240	Bill by Huy Child in need of care; legislator access to CINC records and child abuse and neglect records. 2/10/03		
HB 2262	Bill by Patterson, (By Request) Libraries; requiring internet filters.2/12/03		
HB 2270	Bill by Corrections and Juvenile Justice (KJC) Kansas juvenile justice code. 2/12/03	2/13/03, 2/20/03	No Action Taken
HB 2272	Bill by Corrections and Juvenile Justice Requiring a day reporting center in Wyandotte county. (Rep. Loyd) 2/12/03		
HB 2295	Bill by Judiciary (Rep. P. Long) 2/12/03 Felony arson; aggravated arson to include great bodily harm or disfigurement to a firefighter or law enforcement officer		
HB 2309	Bill by Corrections and Juvenile Justice Mandatory treatment instead of incarceration for first and second drug possession. (Rep. Betts) 2/13/03	3/18/03	No Action Taken
HB 2311	Bill by Corrections and Juvenile Justice (JJA) Juvenile corrections officers may be 18 years of age if employed only part time and enrolled in college; only at minimum and medium security facilities. 2/13/03		
HB 2313	Bill by Corrections and Juvenile Justice (KCDA) Sexual exploitation of a child. 2/13/03	2/17/03	No Action Taken
HB 2316	Bill by Corrections and Juvenile Justice Aggravated incest added to definition of sexually violent crimes. (KCDA) 2/13/03	2/17/03	No Action Taken
HB 2317	Bill by Corrections and Juvenile Justice Drug paraphernalia; manufacturing a controlled substance. (KCDA) 2/13/03	2/17/03	No Action Taken
HB 2318	Bill by Corrections and Juvenile Justice Exposing a child to the manufacturing of a controlled substance. (KCDA) 2/13/03	2/17/03	No Action Taken
HB 2319	Bill by Corrections and Juvenile Justice (Rep. O'Malley) Unlawfully hosting minors consuming alcoholic liquor or cereal malt beverages. 2/13/03	2/17/03 1-27-04	2/24/03 Be Tabled Removed from table inserted in SB 197 2-13-04
HB 2320	Bill by Corrections and Juvenile Justice Dispositions for children in need of care because of truancy. (Rep. Owens)2/13/03	2-11-04	No Action Taken
HB 2338	Bill by Carlin Criminal punishment; 120-day call back for technical violators. 2/13/03		
HB 2349	Bill by Nichols Changes the requirements determining mental retardation for purposes of applying the death penalty. 2/13/03		
HB 2358	Bill by Decker Being under the influence of a controlled substance. 2/13/03		
HB 2371	Bill by Education (Rep Storm) Ministers' duty to report child abuse. 2/14		

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
HB 2390	Bill by Corrections and Juvenile Justice Amendments to the statutes concerning the civil commitment of sexually violent predators. (Gov & A.G.) 2/17/03	2/20/03	3/20/03-sub SB27 Be Passed
HB 2439	Bill by Appropriations Changes the requirements determining mental retardation for purposes of applying the death penalty (3-09-04)	3-18-04	No Action Taken
HB 2477	Bill by Corrections and Juvenile Justice (Rep Barbieri-Lightner) Stalking when in possession of a firearm and in violation of a protection from stalking order is a severity level 8, person felony. (1/12/04)	1-27-04	2-10-04 Be passed as amend. 3-23-04 Inserted ion SB 469
HB 2485	Bill by Corrections and Juvenile Justice (Rep Loyd) The interstate compact for juveniles. (1/12/04)	2-04-04	No Action Taken
HB 2486	Bill by Jt. Comm. Corr. & Juv. Just. Requiring wholesalers, manufacturers and distributors of ephedrine or pseudoephedrine to register with the KBI. (1/12/04)	2-09-04	No Action Taken
HB 2525	Bill by Rep. Mike O'Neal Increasing severity levels on criminal use of explosives. (1-16-04)	1/27/04	2-10-04 Be passed
HB 2541	C&JJ Search incident to lawful arrest includes evidence of any crime.(1-21-04)	2-02-04	No Action Taken
HB 2542	C&JJ Collection of specimens by KBI when convicted of certain crimes.(1-21-04)	2-02-04	2-10-04 Be passed & placed on consent calendar
HB 2568	Bill by Appropriations Assessment fee imposed on certain criminal defendants for crimes against children, establishing the children's advocacy center fund. (1-23-04)	2-05-04	2-10-04 Be passed as amended
HB 2569	Bill by Appropriations Children's advocacy centers, prescribing standards and training(1-28-04)	2-05-04	2-10-04 Be passed as amended
HB 2575	Rep. Storm Reporting of abuse; ministers(1-23-04) (Removed from Table 2-13-04)	1-29-04	2-10-04 Tabled 2-13-04 Passed as Amended
HB 2586	Rep. Kuether Identity theft; increased severity levels and mandatory fine. (1-26-04)		
HB 2595	Rep. Reitz State pays costs of litigation in civil commitment of sex predator cases.(1-27-04)	2-19-04	2-24-04 Passed as amended
HB 2596	Rep. Goering The district attorney's office budget approved by board of county commissioners.(2-10-04)	2-19-04	No Action Taken
HB 2598	Rep Kuether (By request) Cruelty to animals; felony offense.1-27-04		
HB 2602	C&JJ Allowing more prosecutorial discretion for immediate intervention programs for juveniles. (1-28-04)	2-17-04	2-18-04 Be passed

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
HB 2603	C&JJ Clarifying that prior DUI's are converted to person felonies for criminal history purposes when convicted of involuntary manslaughter while DUI. (1-28-04)	2-05-04	2-10-04 Be passed
HB 2611	Rep. Doug Patterson Registered sex offenders, motor vehicle identification markings or global positioning systems unit. (1-29-04)	2-05-04	No Action Taken
HB 2621	Agriculture Crime of harming, disabling or killing a game warden dog. (1-29-04)	2-12-04	2-13-04 Be passed
HB 2636	C&JJ Allowing SRS and law enforcement agencies access to victim information. (1-29-04)	2-12-04	2-24-04 Be Passed
HB 2638	C&JJ Amendments to the community corrections act. (1-29-04)	2-16-04	2-24-04 Be Passed
HB 2639	C&JJ Traffic in contraband while inmate is outside the DOC institution. (1-29-04)	2-16-04	2-24-04 Be Passed as amended
HB 2649	Rep. Kathy Decker Unlawful use of a controlled substance.(1-29-04)	2-17-04	2-24-04 Be Passed as amended
HB 2690	C&JJ Upon conviction, allowing the victim to get the financial records of criminal offender.(2-03-04)	2-12-04	No Action Taken
HB 2693	Rep Newton & Rep Davis Mistreatment of a dependent adult; increasing penalties if value of financial gain is over \$500.(2-03-04)	2-12-04	2-23-04 Passed as amended
HB 2711	Rep. Barbieri-Lightner Mandatory sentence of imprisonment for certain computer crimes. (2-05-04)		
HB 2724	C&JJ Rep Pauls Medical treatment for employees injured on job (2-05-04)		
HB 2726	Rep Merrick Preliminary examinations may be conducted by two-way electronic audio-video communication.(2-05-04)	2-18-04	No Action Taken
HB 2727	C&JJ Exercising the state's option to provide an exemption to disqualification for public assistance to certain drug offenders.(2-05-04)	2-16-04	2-24-04 Passed
HB 2730	Sn Schmidt Endangering a child when the child's life is endangered or child is present in a meth lab or where meth is sold is a severity level 9, person felony.(2-06-04)	2-10-04	2-23-04 Passed as amended
HB 2742	C&JJ Child in need of care records, confidentiality.(2-09-04)	2-16-04	2-23-04 Passed as amended
HB 2759	Rep Kuether Creating a grant program to target communities in the state with high criminal activity.(2-09-04)	2-19-04	2-23-04 Passed

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
HB 2766	Rep McCreary Defendant may petition the court to modify certain drug offense prison sentences to certified drug abuse treatment programs.(2-09-04)	2-19-04	No Action Taken
HB 2768	Rep Owens Damage to railroad equipment valued at \$1,500 or more, severity level 10, nonperson felony, from current severity level 8, nonperson felony.(2-10-04)		
HB 2777	C&JJ (KBI) Manufacturing a controlled substance does not include compounding. (2-11-04)	2-17-04	No Action Taken
Sub HB 2777	Controlled substances; unlawfully manufacturing, compounding is manufacturing, not a part of selling, in response to State v. McAdam.	2-17-04	2-23-04 substitute bill be passed
HB 2778	CC&J (Rep. Ward Loyd) If the sentence of offender remanded, criminal history is that of original sentence.(2-11-04)	2-16-04	2-24-04 Not Passed
HB 2779	Rep. Jim Ward KS offender registration, all offenders who commit lewd and lascivious behavior to register; currently only those when one of parties less than 18.. (2-11-04)		
HB 2780	Rep Jim Ward For determining sentence under persistent sex offender rule, juvenile adjudications included in prior convictions.(2-11-04)	2-19-04	No Action Taken
HB 2785	Rep Yonally, Barbieri-Lightntner Domestic battery in the presence of a child, increased penalty to a class A person misdemeanor with mandatory jail time.(2-11-04)		
HB 2790	C&JJ Criminal justice coordinating council, membership and duties.(2-11-04)	2-19-04	2-23-04 Passed as amended
HB 2791	Rep Jim Ward Aggravated arson, harm to any person, including firefighters, law enforcement officers and emergency medical attendants. (2-11-04)		
HB 2814	C & JJ Photo of homicide victim, while victim alive, admissible evidence when offered by prosecutor. (2-12-04)		
HB 2815	C&JJ (AG) New crime of absconding from parole; aggravated indecent sollicitation child, severity level 3, person felony; new felony while incarcerated or on postrelease supervision, mandatory imprisonment for new conviction. (2-12-04)	2-20-04	No Action Taken
Sub HB 2815	C&JJ (AG) Aggravated indecent sollicitation child, severity level 3, person felony increase from a severity level 6, person felony.	2-20-04	Substitute bill be passed 2-24-04
HB 2825	Bill by Barbieri-Lightner Endangering the food supply; manufacturing an animal drug and failing to test for infectious disease.(2-12-04)		

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
HB 2831	Bill by Owens Converting the Kansas juvenile correctional complex to a department of corrections facility for a drug and alcohol abuse treatment program for certain offenders. (2-12-04)		
HB 2835	(Fed & State) Ron Hein Unlawful use of a recording device.(2-13-04)	3-03-04	3-09-04 Be Passed as Amended
HB 2841	Rep. Ward The maximum statutory prison sentence is twice the maximum presumptive prison term.92-13-04)		
HB 2849	Rep. Newton Criminal procedure, traffic violations, diversion. (2-13-04)		
HB 2851	Rep. Long-Mast Unlawfully giving birth without medical assistance and knowledge thereof; severity level 2, person felony. (2-13-04)		
HB 2861	CC&J Rep. Carlin Driving under the influence a misdemeanor not a felony. (2-13-04)		
HB 2862	CC & J JJA Various amendments to the juvenile justice code and criminal code concerning juveniles. (2-13-04)	2-23-04	2-24-04 Passed as amended
HB 2863	Judiciary Placement of a child in a residential treatment facility by SRS. (2-13-04)		
HB 2869	Rep. Loyd Preliminary examinations, admissibility of field tests for controlled substances.(2-13-04)	2-18-04	2-23-04 Passed as Amended
HB 2941	By Appropriations (Rep. Loyd) The Kansas criminal justice recodification, rehabilitation and restoration project.	3-22-04	Inserted in SB 45 3-23-04
HR 6012	Memorializing Congress regarding identity theft. (1-29-04)	2-18-04	2-18-04 Be passed as amend
	SENATE BILLS		
SB 35	Bill by Judiciary (Sen. Schmidt) Criminal use or possession of body armor. 2/21/03	3/5/03	No Action Taken
H sub for SB 45	Bill by Ways and Means (State Board of Indigents' Services) Application fee imposed on defendant entitled to indigent defense services.2/27/03	3/12/03	HB 2941 inserted 3-23-04 Be passed as amended
SB 111	Bill by Judiciary 3/4/03 Presumed imprisonment at minimum security correctional facility for certain persons convicted of burglary and construction of additional housing therefor.	3/19/03 3-10-04	No Action Taken

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 183	Sn Adkins The interstate compact for juveniles (2-26-04)	3-03-04	3-03-04 Be Passed
SB 197	Bill by Fed & State 3/27/03 Alcoholic beverages; furnishing to and consumption by persons under age 21	1-27-04	2-13-04 Insert HB 2319 be passed as amended
Sub 209	Bill by Judiciary 3/4/03 Sub for S 209 by Committee on Elections and Local Government -- Fire districts; recovery of costs of arson investigation.	3/11/03	No Action Taken
SB 243	Bill by Ways & Means 4/2/03 Uniform controlled substances act schedule IV substances and drug paraphernalia exclusions.		
Sub S 275	Committee on Ways and Means -- Allowing construction and operation of private prisons (3-10-04)	3-15-04	3-23-04 Tabled
SB 299	Bill by Special Committee on Judiciary (2003) Concerning Kansas surety agents.(3-03-04)	3-09-04	3-16-04 Be passed as amended
SB 337	(Judiciary) Sn Lee Repealing the crime of hypnotic exhibition (2-24-04)	3-08-04	3-09-04 Be Passed
SB 350	Sn Emler (Judiciary) Clarifies length of parole. (2-27-04)	3-08-04	3-16-04 Be passed as amended
SB 422	Judiciary Capital murder, if sentence of death not imposed, imprisonment for life without the possibility of parole. (2-26-04)	3-11-04	3-16-04 Be passed as amended
SB 431	Judiciary Criminal use of weapons; certain subsections not apply to laboratories certified by the U.S. department of justice. (2-27-04)	3-08-04	3-09-04 Be passed as amended
SB 469	Sn Schmidt & Hensley Inmate deaths, requiring investigation and report of findings.(3-2-04)	3-10-04	3-23-04 Be passed as amended
SB 528	Bill by Ways and Means Kansas parole board actions (3-19-04)	3-23-04	3-23-04 Be passes