

SENATE JUDICIARY COMMITTEE

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2004  
SENATE JUDICIARY COMMITTEE

COMMITTEE ACTION INDEX

3-23-04

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 3	Repealing the criminal defamation statute, K.S.A. 21-4004 (Sen. Schmidt)	Hrg 1/21&22/03 No FA	No Action
SB 20	Contents of drivers' licenses (OJA)	Schmidt Sub-Comm No FA 2003	No Action
SB 54	Creating the crime of negligent homicide (Sens. Schmidt & Umbarger)	Hrg. 2/5/03 No FA	No Action
SB 56	Establishing putative father registry and prescribing certain requirements relating to notification of termination of parental rights (Sen. Emler)	Hrg. 2/6&2/10/03 No FA	No Action
SB 72	Requiring social security number when applying for driver's license or identification card (SRS)	No Hrg '03	No Action
SB 93 exempt	Traffic diversion agreements (Fed.&State)	Hrg. 2/20/03 No FA	No Action
SB 126	Exemption to no-call act for purpose of arranging a face-to-face meeting (Commerce Committee)	Hrg. 2/19 No FA '03	No Action
SB 141	Phasing in the use of administrative hearings over years (KJC)	Hrg. 1/26/04 FA 2/9/04	BPA 2/9/04
SB 158	Moratorium on imposition of death penalty (Amnesty International)	Hrg. 1/21/04 No FA	No Action
SB 183	The interstate compact for juveniles (Sen. Adkins)	CSG 2/4/04 Hrg. 2/9/04 FA 2/20/04	BP 2/20/04
SB 184	Requires the posting of a person's name on a website when the person's driver's license has been revoked (Sen. Adkins)	Hrg. 2/17/03 No FA	No Action
SB 185	Concerning driving under the influence; eliminating the voluntary intoxication defense (Sen. Adkins)	Hrg. 2/21/03 No FA	No Action

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 186	Suspends penitential communication in instances of child abuse (Sen. Adkins)	No Hrg. '03	No Action
SB 188	Amending the No-Call Act to include the FTC No-Call list	Hrg. 2/19/03	2/25/03 Bill tabled
SB 189	Inmates sentenced to prison for possession of drugs to serve in a minimum security facility (Sen.Schmidt)	Hrg. 2/18 No FA '03	No Action
SB 229 exempt	Real estate appraisal board; subpoena powers (Fed.&State)	Hrg. 3/5/03 No FA	No Action
SB 248	Enacting the Kansas surety recovery agents act (Fed. & State)		Referred for Interim Study
SB 256	Victim compensation for residents who are victims of crimes committed outside of the United States (Ways & Means)	No Hrg. '03 Hrg.2/2/04 FA 2/5/04	BP 2/5/04
SB 264	Duties of attorney general in court actions when required by concurrent resolution of legislature (Ways & Means)	No Hrg. '03	No Action
SB 291	Motor vehicles; limitation on definition of moving violation ( Jt. Comm on Administrative Rules & Regulations)	Hrg. 1/21/04	No Action
SB 297	Permanent docket fee to fund the Judicial Council(Special Committee on Judiciary)	Hrg. 1/21/04 FA 1/22/04	BPA 1/22/04
SB 298	Creation of docket fees for garnishments (Special Committee on Judiciary)	Hrgs. 1/ 29/04 FA 2/3/04	BPA 2/2/04
SB 299	Concerning Kansas surety agents (Special Committee on Judiciary)	Hrg. 1/15, 22, & 29/04 FA 2/9/04	BPA 2/10/04
SB 315	Requiring a \$20 domestic post-decree motion fee on any domestic post-decree motion (OJA)	Hrg. 2/3/04 FA 2/5/04	BPA 2/2/04
SB 316	Requiring judges to sign executions and orders of sale (OJA)	Hrg. 2/3/04 FA 2/5/04	BP 2/5/04

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 317	Eliminating the requirement that subpoenaed business records be held indefinitely by the clerk of the district court (OJA)	Hrg. 2/3/04 FA 2/5/04	BPA 2/5/04
SB 318	Concerning the issuance of marriage licenses (OJA)	Schmidt Sub-Comm.	No Action
SB 319	Requiring judges to sign execution of death sentences (OJA)	Schmidt Sub-Comm.	No Action
SB 321	Contempt powers of municipal court judges (KJC)	Pugh Sub-Comm.	BPA 2/24/04 SJ Amended into HB 2391 as Substitute Bill 3/19/04
SB 322	Computation of time to appeal from municipal court to district court (KJC)	Pugh Sub-Comm.	KJC requested it be withdrawn 2/10/04
SB 324	Concerning appellate jurisdiction of the supreme court (Schmidt & Vratil)	Hrg. 1/28/04 FA 1/29/04	BP 1/29/04
SB 337	Repealing the crime of hypnotic exhibition (Senator Lee)	Hrg. 2/9/04 FA 2/10/04	BPA 2/10/04
SB 343	Repeals K.S.A. 2003 Supp. 65-441a concerning hospitals (Sen. Vratil)	Schmidt Sub-Comm. FA 2/23/04	BP 2/23/04
SB 350	Clarifies length of parole (Sen. Emler & KJC)	Pugh Sub-Comm.	BPA 2/24/04
SB 354	Municipal court pre-trial authority to detain (KJC)	Pugh Sub-Comm.	BPA 2/24/04 SJ amended into HB 2352 as Substitute Bill 3/19/04
SB 355	Changes requirements for determining mental retardation for purposes of applying the death penalty (KJC)	Hrg. 2/10/04 FA 2/17/04	BPA 2/17/04 Re-referred to SJ 2/26/04
SB 356	Concerning violation of probation (Ks. County & Dist. Attys. Assn.)	Schmidt Sub-Comm.	No Action
SB 357	Creating the Kansas notary public act (Secy. of State)	Schmidt Sub-Comm. FA 2/23/04	BPA 2/23/04

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 358	Phasing in the use of administrative hearings (KJC)		No Action
SB 388	Statewide authority for capitol area security (Sen. Emler)	Hrg. 2/24/04	BPA 2/24/04 SJ Amended into HB 2391 as Substitute Bill 3/19/04
SB 389	Law enforcement, special deputies, multi-jurisdictional law enforcement groups (Sen. Emler)	Pugh Sub-Comm.	No Action
SB 398	Unborn victims of violence act (Public Health and Welfare)	No Action	No Action
SB 407	Parimutuel wagering; takeout (Fed. & State Affairs)	No Action	No Action
SB 419	Civil action involving the negligent operation of a motor vehicle, attorney fees taxed as costs (Senator Vratil)	No Action	No Action
SB 420	Costs of a civil action; offer of judgment (Senator Vratil)	Hrg. 2/10/04 FA 2/19/04	BPA 2/19/04
SB 421	Eminent domain; filing the appraisers' report within 45 days after entry of order, current law 20 days (Sen. Vratil)	Hrg. 2/11/04 FA 2/11/04	BP 2/11/04
SB 422	Capital murder, if sentence of death not imposed, imprisonment for life without the possibility of parole (KJC)	Hrg. 2/11/04 FA 2/18/04	BPA 2/18/04
SB 423	Wage garnishment, assignment of account (Ks. Credit Attys. Assn.)	Hrg. 2/12/04 FA 2/18/04	BPA 2/18/04
SB 424	Transfer of property into a trust; affect of insurance coverage, homestead exemption, redemption rights and due on sale clause (Ks. Bar Assn.)	Hrg. 2/12/04 FA 2/20/04	BPA 2/20/04
SB 429	Worthless checks; more than once within a seven-day period (Sen. Journey)	Hrg. 2/17/04	Tabled 2/20/04

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 430	Results of a survey or inspection report of an adult care home used only for determining compliance with state law; not admissible as evidence in a civil proceeding (Ks. Healthcare Assn.)	Hrg. 2/18/04 FA 2/24/04	BPA 2/24/04
SB 431	Criminal use of weapons; certain subsections not apply to laboratories certified by the U.S. department of justice (Sen. Donovan)	Hrg. 2/17/04 FA 2/17/04	BPA 2/17/04
SB 432	Applicants to be law enforcement officers required to disclose criminal records; KLETC allowed to request any expunged records; KLETC central registry include report on terminated officers (Ks. Law Enforcement Training Commission)	Blessed Hrg. 3/2/04 FA 3/3/04	BPA 3/4/04
SB 433	Clarifying that prior DUI's are converted to person felonies for criminal history purposes when convicted of involuntary manslaughter while DUI (Ks. County & Dist. Attys. Assn.)	(Duplicate of HB 2603)	No Action
SB 436	Statute of limitations on childhood sexual abuse extended to 30 years (Sen. Corbin)	Hrg. 2/16/04 FA 2/19/04	BPA 2/19/04
SB 437	Raising small claims limitation to \$5,000, with an increase every 3 years based on the consumer price index (Judiciary)	Hrg. 2/16/04 FA 2/20/04	BPA 2/20/04
SB 438	Automated teller machine robbery; aggravated automated teller machine robbery (Sen. Journey)	Hrg. 2/17/04	Tabled 2/20/04
SB 445	Fairness in private construction contracts (Fed & State)		Referred to Commerce Comm.-2/13/04
SB 460	Taxpayer identification numbers not to be used in obtaining drivers' licenses and other identification cards (Sen. Allen)	Hrg. 2/12/04 FA 2/17/04	BP 2/17/04 SJ Amended into HB 2404 as Substitute Bill 3/19/04
SB 461	Limitations on acquisition of land by eminent domain by a port authority and county (Sen. Goodwin)	Hrg. 2/19/04 FA 2/24/04	BPA 2/24/04



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SB 466	Physicians and optometrists reporting to the division of motor vehicles medical information concerning a patient (Sen. Allen)	Hrg. 2/23/04 FA 2/24/04	BPA 2/24/04 SJ Amended into HB 2404 as Substitute Bill 3/19/04
SB 467	Collection of delinquent personal property taxes (Roger Tarbutton, Kansas Assn. of Counties, the County Counselors Assn. of Ks., and Bd. of County Commissioners)	Hrg. 2/20/04	No Action
SB 469	Inmate deaths, requiring investigation and report of findings (Sens. Schmidt & Hensley)	Hrg. 2/20/04	BPA 2/24/04
SB 475	Executive sessions to be recorded (Ways & Means)	No Action	No Action
SB 476	Application of open records act to correspondence between members of the governing body of a political or taxing subdivision (Ways & Means)	No Action	No Action
SB 484	Restricts cities and counties from using eminent domain for economic development purposes (Natural Resources)	No Action	No Action
SB 486	Allowing municipal judges to sentence juveniles to juvenile detention for all offenses (Sen. Emler)	Hrg. 2/24/04	No Action
SB 488	Crime victim identity protection (Ways & Means)		No Action
SB 489	State Child Death Review Board; prescribing duties regarding injury to or death of a child under certain circumstances (Ways & Means)	Hrg. 3/8/04 FA 3/23/04	BPA 3/23/04 Amended contents into HB 2602
SB 491	Illegal to vote or register to vote if unlawfully present in the U.S.; mandatory \$1,000 fine (Sen. Pugh)		No Action
SB 495	Prohibiting admission of illegal aliens as residents to postsecondary institutions of education (Sen. Pugh)		No Action

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 497	If an offender resides within 1,000 feet of any licensed child care facility or any school, sheriff shall notify such facility or school (Sen. Brownlee)		No Action
SB 505	Involuntary commitment to state psychiatric hospital; reporting to Kansas bureau of investigation (Journey, Adkins, Barnett, Barone, Brownlee, Buhler, Clark, Corbin, Emler, Gilstrap, Hensley, Huelskamp, Lee, Morris, O'Connor, Oleen, Pugh, Salmans, Schmidt, Schodorf, Umbarger, Vratil, Wagle, Helgerson)		No Action
SB 510	Deprivation of rights under color of law (Sen. Haley)		No Action
SB 513	Racial profiling; creating a misdemeanor violation, civil cause of action, requirements of law enforcement agencies (Sen. Betts)		No Action
SB 516	Creating a commercial real estate broker's lien ( Ks. Assn. of Realtors)		No Action
SB 517	Consumer protection; information technology; unsolicited bulk e-mail or junk e-mail (Commerce Comm.)		Referred to Commerce Comm-2/3/04
SB 528	Kansas parole board actions (Ways & Means)	Hrg. 3/4/04 FA 3/12/04	BP 3/12/04
SB 541	Public court records shall have any references to individual's social security number removed or rendered unreadable (Ways and Means)		No Action
SB 547	Limitation on exercise of eminent domain (Ways & Means)	Hrg. 3/9/04 FA 3/16/04	No Action
SCR 1617	Constitutional amendment concerning the jurisdiction of the Kansas supreme court (Senator O'Connor)		No Action

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SCR 1619	A constitutional amendment providing that only a marriage between a man and a woman will be valid or recognized in Kansas (Huelskamp, Brownlee, Bunten, Clark, Donovan, Gilstrap, Jackson, Jordan, Lyon, O'Connor, Pugh, Salmans, Taddiken, Tyson, Umbarger, Wagle, Journey)		No Action
	<b>HOUSE BILLS</b>		
Sub HB 2039	Temporary resident driver's license (Rep. Klein)	Hrg. 3/11/03 No FA Hrg. 1/27/04	No Action
Sub HB 2049	Creating the office of district attorney in judicial districts that vote for approval (Corrections & Juvenile Justice, Rep. Goering)	Hrg. 3/2/04	No Action
HB 2057	Identity theft, defrauding for any benefit, not just economic (Rep. Long)	Hrg. 1/26/04 FA 3/12/04	Tabled 3/12/04
HB 2100	Home inspections; contractual language limiting liability void (Rep. Patterson)	No Hrg. '03 Hrg. 2/5/04	No Action
HB 2133	Municipal courts collecting fines and court costs (House Judiciary)	Hrg. 3/17/03 3/25/03 Bill Tabled	3/12/04 Pulled off Table-Gut & Go-inserted parts of SB 389
HB 2154	Construction contracts; indemnification agreements (Hs. Insurance)	Hrg. 3/24/03 Hrg. 1/28/04 FA 3/3/04	BPA 3/2/04
HB 2165	Civil liability for worthless checks, definition of giving a worthless check (Rep. Goering)	Hrg. 3/13/03 No FA '03	3/21/03-Be Not Passed
HB 2293 Sedgwick	Sheriff's fee for service of process (Jeff Bottenberg-Ks. Sheriff's Assn.)	Hrg. 3/18/03 No FA Hrg. 3/2/04 FA 3/5/04	BPA 3/4/04
HB 2306	Adult care homes, prohibited use of inspection reports (Health and Human Services)		No Action

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
HB 2312	Time limitations for defendant to be brought promptly to trial (Corrections & Juvenile Justice)	Hrg. 3/24/03 Hrg. 3/9/04 FA 3/10/04	BPA 3/10/04
HB 2347	Kansas uniform securities act (Rep. O'Neal)	Hrg. 3/3/04 FA 3/5, 8, 11/04	BPA 3/11/04
HB 2352	Sexual harassment and discrimination in the workplace, secretary of admin. required to implement a program (Reps. Kuether, Ballard + 25 others)		No Action
HB 2375	Criminal procedure; preliminary examination, evidence, chain of custody (Corrections & Juvenile Justice)	Hrg. 3/19/03 FA 3/21/03	3/21/03-Be Not Passed
HB 2391	Second or subsequent rape, hard 40; prostitution of a minor; endangering the child; aggravated battery on a law enforcement officer (Corrections & Juvenile Justice)	Hrg. 3/20/03	No Action
HB 2404	Mortgagee allowed to bid in sale of real estate for delinquent taxes (House Fed & State Affairs)	No Hrg. '03 Combined into streamline tax bill last session	No Action
HB 2477	Stalking when in possession of a firearm and in violation of a protection from stalking order is a severity level 8, person felony. (Rep.Barbieri-Lightner)		No Action
HB 2487	Repealing the sunset provisions for the juvenile justice authority (Jt .Comm Corrections & Juvenile Justice Oversight)	Hrg. 3/23/04 FA 3/23/04	BP 3/23/04
HB 2525	Increasing severity levels on criminal use of explosives (Rep. O'Neal)	Hrg. 3/3/04 FA 3/4/04	BPA 3/4/04
HB 2542	Collection of specimens by KBI when convicted of certain crimes (Corrections & Juvenile Justice)	Hrg. 3/4/04 FA 3/12/04	BP 3/12/04
HB 2553	Relating to the time for filing claims against a municipality (KJC)	Hrg. 3/10/04 FA 3/10/04	BP 3/10/04

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
HB 2554	Amendments to the Kansas power of attorney act (House Judiciary)	Hrg. 3/4/04 FA 3/19/04	BPA 3/19/04
HB 2555	Amendments to the probate code; preparation of a will; claims against an estate (KJC)	Hrg. 3/10/04 FA 3/10/04	BPA 3/10/04
HB 2556	Uniform Trust Code amendments (KJC))	Hrg. 3/10/04 FA 3/10/04	BP 3/10/04
HB 2565	Clarifying amendments to the civil liability for worthless check statutes (Judiciary)		No Action
HB 2568	Assessment fee imposed on certain criminal defendants for crimes against children, establishing the children's advocacy center fund (Hs. Appropriations)		No Action
HB 2581	Reporting adult abuse to SRS Financial Institutions (Financial Institutions)		No Action
HB 2595	State pays costs of litigation in civil commitment of sex predator cases (Rep. Reitz)		No Action
HB 2601	Open records act, allowance of costs and attorney fees (Rep. Ward Loyd)		No Action
HB 2602	Allowing more prosecutorial discretion for immediate intervention programs for juveniles (Corrections & Juvenile Justice)	Hrg. 3/23/04	SB 489 was amended into HF 2602 - 3/23/04
HB 2603	Clarifying that prior DUI's are converted to person felonies for criminal history purposes when convicted of involuntary manslaughter while DUI (Corrections and Juvenile Justice)	(Duplicate of SB433) Hrg. 3/15/04-Schmidt Subcommittee, Rpt. Submitted & FA 3/19/04	BP 3/19/04
HB 2612	Technical amendments to the Uniform Commercial Code (Kathy Olsen)	Hrg. 3/11/04 FA 3/11/04	BP 3/11/04
HB 2617	Allowing land surveyors to enter upon property for a land survey, not considered a trespass; if damages, surveyor liable (House Judiciary)	Hrg. 3/11/04 FA 3/12/04	BP 3/12/04

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
HB 2618	Terms of office of court of appeals judges six years, from current four years (House Judiciary)	Hrg. 3/8/04 FA 3/10/04	BP 3/10/04
HB 2636	Allowing SRS and law enforcement agencies access to victim information (Corrections and Juvenile Justice)		No Action
HB 2638	Amendments to the community corrections act (Corrections and Juvenile Justice)	Hrg. 3/18/04 FA 3/22/04	BPA 3/22/04
HB 2649	Unlawful use of a controlled substance (Rep. Decker)	Hrg. 3/15/04 FA 3/19/04	Referred for Interim Study
HB 2655	Civil procedure for limited actions; request for admissions, judicial discretion to allow withdrawal of amendment of admission (Rep. Jeff Jack)		No Action
HB 2678	Increasing claim limit in small claims court from \$1,800 to \$4,000 (Campbell, Beggs, Boyer, Brunk, Burgess, Carlin, Cox, Feuerborn, Henry, Huff, Jack, Johnson, D., Kassebaum, Mason, McCreary, Morrison, Judy, Novascone, Owens, Patterson, Reitz, Sharp, S., Siegfried, Sloan, Vickrey, Wilk, Williams, D., Yonally, O'Malley)		No Action
HB 2693	Mistreatment of a dependent adult; increasing penalties if value of financial gain is over \$500 ( Reprs. Newton, Davis)	Hrg. 3/15/04 FA 3/22/04	BP 3/22/04
Sub HB 2697	Sub for H 2697 by Committee on Judiciary--Uniform enforcement of domestic violence orders act (House Judiciary)		No Action
HB 2714	Prohibit use of social security number on driver's licenses, permits or identification cards; division assign a distinguishable number (House Judiciary)		No Action
HB 2727	Exercising the state's option to provide an exemption to disqualification for public assistance to certain drug offenders (Corrections and Juvenile Justice)		No Action

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
HB 2742	Child in need of care records, confidentiality (Corrections and Juvenile Justice)	Hrg. 3/12/04 FA 3/22/04	BPA 3/22/04
HB 2759	Creating a grant program to target communities in the state with high criminal (Kuether, Klein, Loganbill, Ruff, Swenson)		No Action
HB 2764	Class actions, appeal from certification of class (House Judiciary)	Hrg. 3/8/04	BP 3/8/04
Sub HB 2777	Controlled substances; unlawfully manufacturing, compounding is manufacturing, not a part of selling, in response to State v. McAdam (Corrections & Juvenile Justice)	Hrg. 3/15/04 FA 3/19/04	BPA 3/19/04
HB 2790	Criminal justice coordinating council, membership and duties (Corrections & Juvenile Justice)	Hrg. <del>3/16/04</del>	No Action
Sub HB 2815	Aggravated indecent solicitation child, severity level 3, person felony increase from a severity level 6, person felony (Corrections and Juvenile Justice)	Hrg. 3/16/04 FA 3/23/04	Voted to keep in Committee 3/23/04
HB 2862	Various amendments to the juvenile justice code and criminal code concerning juveniles (Corrections and Juvenile Justice)		No Action
HB 2869	Preliminary examinations, admissibility of field tests for controlled substances (Corrections & Juvenile Justice)	Hrg. 3/18/04 FA 3/23/04	BPA 3/23/04
HB 2874	Uniform interstate family support act (House Judiciary)		No Action
HB 2880	Duties of the chief justice of the supreme court, justices of the supreme court and the office of judicial administration (House Judiciary)	Hrg. 3/22/04 FA 3/23/04	BPA 3/23/04
HB 2889	KORA; records not required to be open (House Federal and State Affairs)	Hrg. 3/18/04 FA 3/19/04	BPA 3/19/04

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HCR 5033	Constitutional amendment; state recognizes only marriage between a man and a woman (House Federal & State Affairs)	Hrg. 3/17/04 FA 3/22/04	BP 3/22/04

CONFIRMATIONS:

Appointment:

Reappointments: