

MINUTES OF THE HOUSE JUDICIARY COMMITTEE

The meeting was called to order by Chairman Mike O'Neal at 3:30 P.M. on March 18, 2008 in Room 313-S of the Capitol.

All members were present except:

Annie Kuether- excused
Ben Hodge - excused

Committee staff present:

Jerry Ann Donaldson, Kansas Legislative Research
Athena Andaya, Kansas Legislative Research
Jill Wolters, Office of Revisor of Statutes
Jason Thompson, Office of Revisor of Statutes
Cindy O'Neal, Committee Assistant

SB 418 - Kansas sentencing commission; duty to annually produce official juvenile correctional facility population projections

Representative Pauls made the motion to report SB 418 favorably for passage. Representative Watkins seconded the motion. The motion carried.

SB 423 - notice of filing of foreign judgement

Representative Owens made the motion to report SB 423 favorably for passage. Representative Davis seconded the motion. The motion carried.

SB 424 - oil & gas leases, distribution of monies deposited with the court

Representative Owens made the motion to report SB 424 favorably for passage. Representative Whitham seconded the motion. The motion carried.

SB 448 - applicability of Kansas general corporation code to certain cooperative

Representative Whitham made the motion to report SB 448 favorably for passage. Representative Davis seconded the motion. The motion carried.

SB 449 - UCC secured transactions, striking forms

Representative Whitham made the motion to report SB 449 favorably for passage. Representative Owens seconded the motion. The motion carried.

SB 450 - cemetery corporations, investment of permanent maintenance funds

Representative Davis made the motion to report SB 450 favorably for passage, and placed on the consent calendar. Representative Whitham seconded the motion. The motion carried.

SB 479 - postrelease supervision for certain offenders convicted & SB 476 - arrest for violating conditions of probation or conditions of release

Representative Colloton made the motion to report SB 476 favorably for passage. Representative Pauls seconded the motion.

A balloon was provided to the committee on SB 479 (Attachment #1) to clean up language regarding the period of post-incarceration supervision for the longest sentence. Representative Pauls made the motion to adopt the balloon and place the provisions of the balloon into SB 476 and make it effective upon publication in the Kansas Registry. The motion was seconded. The motion carried.

Representative Pauls made the motion to report SB 476 favorably for passage, as amended. Representative

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Whitham seconded the motion. The motion carried.

SB 477 - offender registration, electronic solicitation

Representative Colloton made the motion to report SB 477 favorably for passage. Representative Owens seconded the motion.

Representative Colloton made a substitute motion to allow for revisor's technical amendments in the title of the bill. Representative Owens seconded the motion. The motion carried.

Representative Colloton made the motion to report SB 477 favorably for passage, as amended. Representative Wolf seconded the motion. The motion carried.

SB 481 - controlled substance, schedule, salvia & gypsum weed

Representative Colloton made the motion to report SB 481 favorably for passage. Representative Wolf seconded the motion.

Representative Owens expressed concern that gypsum is a common weed. He made the substitute motion to delete the reference to gypsum, page 5, lines 28-33. Representative Garcia seconded the motion. The motion failed.

Representative Pauls made the motion to add gypsum to the list of noxious weed statute. Representative Ward seconded the motion. The motion carried 8-6.

Representative Pauls made the motion to report SB 481 favorably for passage, as amended. Representative Colloton seconded the motion. The motion carried.

SB 379 - indemnification clauses

A balloon was provided by Chairman O'Neal. This was his attempt to address some of the concerns raised by various parties. (Attachment #2) Jason Thompson, Revisor of Statute, explained the proposed balloon.

SB 32 - Health care; medical assistance repayment; discretionary trusts

Representative Ward made the motion to strike the provisions in SB 32 and replace with the provisions of HB 2621. Representative Owens seconded the motion. The motion carried.

Representative Ward made the motion to report House Substitute for SB 32 favorably for passage. Representative Owens seconded the motion. The motion carried.

The committee meeting adjourned at 5:00 p.m. The next committee meeting was scheduled for March 19, 2008.

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