

MINUTES OF THE HOUSE JUDICIARY COMMITTEE

The meeting was called to order by Chairperson Michael O'Neal at 3:30 p.m. On February 15, 2001 in Room 313-S of the Capitol.

All members were present except:

Representative Geraldine Flaharty - Excused

Representative Andrew Howell - Excused

Committee staff present:

Jerry Ann Donaldson, Legislative Research Department

Jill Wolters, Revisor of Statutes Office

Cindy O'Neal, Committee Secretary

Conferees appearing before the committee:

Representative Ward Loyd

Hearings on **HB 2212 - branch banks shall designate an officer as the custodian of records to identify records for evidentiary purposes**, were opened.

Representative Ward Loyd appeared as the sponsor of the proposed bill. He explained that this would change current bank practices by requiring someone employed in and working at the branch to be designated as a custodian of the banking records at that branch. (Attachment 1)

Hearings on **HB 2212** were closed.

HB 2075 - fingerprinting of juveniles who allegedly commit assaults

Representative Long made the motion to report HB 2075 favorably for passage. Representative Williams seconded the motion.

Representative Klein made the substitute motion to strike in line 25 "class A & B" and replace with "person" Representative Pauls seconded the motion. The motion failed.

The motion to report HB 2075 carried.

HB 2083 - criminal procedure relating to arrest; arrest of persons released on appearance bonds

Representative Loyd made the motion to adopt the balloon amendment. (Attachment 2) Representative Pauls seconded the motion. The motion carried.

Representative Rehorn made the motion to replace the statement with "stating for the reason". Representative Long seconded the motion. The motion carried.

Representative Dillmore made the motion to strike "oral". Representative Swenson seconded the motion. The motion failed.

Representative Loyd made the motion to change "the sworn written or oral request" to "sworn statement, written or oral". Representative Pauls seconded the motion. The motion carried.

Representative Long made the motion to report HB 2083 favorably for passage as amended. Representative Dillmore seconded the motion. The motion carried.

HB 2176 - crimes & punishment, relating to unlawful sexual relations between SRS employees and patients

Representative Pauls made the motion to report **HB 2176** favorably for passage. Representative Long seconded the motion.

Representative Pauls made the substitute motion to amend in the provisions of **HB 2445 - unlawful sexual relations between teachers and students**. Representative Long seconded the motion. The motion carried.

Representative Shriver made the motion to add the age of 16 or older to the bill. Representative Rehorn seconded the motion. The motion carried.

Representative Long made the motion to add in line 16, page 2, sodomy, not otherwise stated in K.S.A. 3502(a)(1)(c) and anywhere else it needed to be in the bill. Representative Crow seconded the motion. The motion carried.

Representative Pauls made the motion to add in paragraphs 1 & 2 “as a person 16 years or older”. Representative Long seconded the motion. The motion carried.

Representative Long made the motion to report **HB 2176** favorably for passage as amended. Representative Dillmore seconded the motion. The motion carried.

HB 2207 - criminal procedure, and abatement of common nuisances

Representative Loyd made the motion to report **HB 2207** favorably for passage. Representative Newton seconded the motion. The motion carried.

HB 2328 - crimes & punishment, relating to abusing toxic vapors

Representative Klein made the motion to report **HB 2328** favorably for passage. Representative Lloyd seconded the motion.

Representative Loyd made the substitute motion to change in line 15 “for the purpose of causing” to “with the intent”. Representative Klein seconded the motion. The motion carried.

Representative Klein made the motion to report **HB 2328** favorably for passage as amended. Representative Loyd seconded the motion. The motion carried.

The committee meeting adjourned at 5:00 p.m. The next meeting is scheduled for Monday, February 19, 2001.