

Approved: _____
Date

MINUTES OF THE SENATE JUDICIARY COMMITTEE.

The meeting was called to order by Chairperson Emert at 10:00 a.m. on January 13, 2000 in Room 123-S of the Capitol.

All members were present except: Senator Harrington (excused).

Committee staff present:

Gordon Self, Revisor
Mike Heim, Research
Jerry Donaldson, Research
Mary Blair, Secretary

Conferees appearing before the committee:

Dan Hermes, Office of Governmental Affairs
Melissa Wangemann, Office of Secretary of State
Randy Hearrell, Kansas Judicial Council
Kathy Porter, Office of Judicial Administration
Kyle Smith, Kansas Bureau of Investigation (KBI)

Others attending: see attached list

Conferee Hermes submitted a bill proposal from the governor which amends the current "seat belt" law. The proposal requires all passengers in a vehicle wear seat belts, provides for primary enforcement for seat belt violations, and increases fines for seat belt violations.(no attachment) Senator Goodwin moved to introduce the proposed bill, Senator Vratil seconded. Carried.

Conferee Wangemann requested two bills be introduced which would clarify language relating to service of process on corporations and make the execution of corporate documents uniform with all other business entities.(no attachment) Senator Feleciano moved to introduce the bills, Senator Vratil seconded. Carried.

Conferee Hearrell requested introduction of seven bills which relate to the following subject matter: municipal court assessment; prejudgment interest; notice of issuance of subpoena; enforcement of foreign judgments; interspousal torts; child hearsay evidence; and juvenile adjudications in criminal history.(attachment 1) Following the conferee's summarization of each subject and discussion by Committee, Senator Goodwin moved to introduce the bills, Senator Oleen seconded. Carried.

Conferee Porter summarized two bills requested by the Kansas Association of District Court Clerks and Administrators relating to custody of business records for use in discovery and docket fees for moving violations.(attachment 2) Following discussion, Senator Goodwin moved to introduce the bills, Senator Donovan seconded. Carried.

Conferee Smith requested introduction of legislation "dealing with the forensic fee assessed against convicted criminals."(attachment 3) Following a brief summary by the conferee and discussion by Committee, Senator Gilstrap moved to introduce the bill, Senator Vratil seconded. Carried.

The Chair requested introduction of two bills which he summarized. The first bill, requested by several district court judges, makes certain language changes in the current permanent guardianship law so that Child In Need of Care cases are kept open for court management but terminate oversight and intervention by SRS.(attachment 4) Senator Bond moved to introduce the bill, Senator Goodwin seconded. Carried. The second bill makes procedural changes to the statute regarding adult abuse, neglect and exploitation hearings placing the hearings under the Kansas Administrative Procedures Act.(attachment 5) Senator Feleciano moved to introduce the bills, Senator Vratil seconded. Carried

Research Staffpersons Donaldson and Heim reviewed the following topics studied by the Special Committee on Judiciary (SCJ) during the interim: Uniform Child Custody Jurisdiction and Enforcement Act (HB2488); Ignition interlock devices(HB2183);Consolidation of field services performed by court service, parole, and community corrections officers; Article 9 - Uniform Commercial Code Lien Laws (SB366); Mechanic Liens; Identity theft and privacy issues; Review legislation to exclude physicians from jury duty; and Review recommendations of the Kansas Citizens Justice Initiative.(attachment 6)

The meeting adjourned at 11:00 a.m. The next scheduled meeting is Tuesday, January 18.