

MINUTES OF THE SENATE JUDICIARY COMMITTEE.

The meeting was called to order by Chairperson Senator Vratil at 9:39 a.m. on March 11, 2002 in Room 123-S of the Capitol.

All members were present except: Senator Adkins (excused)
Senator Pugh (excused)

Committee staff present:

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

Conferees appearing before the committee:

Representative Kathe Lloyd

Others attending: see attached list

The minutes of the March 8th, 2002 meeting were approved on a motion by Senator Donovan, seconded by Senator Schmidt. Carried.

Action to create substitute bill:

HB 2075--re: fingerprinting of alleged juvenile offenders

SB 515--methamphetamine and other substances

SB 612--methamphetamine enforcement grants; forfeiture proceeds; Kansas criminal justice council, duties

Following discussion, Senator Schmidt made a motion to merge Sections 2-6 of SB 515 and all of SB 612 into Senate Sub for HB 2075, Senator Donovan seconded. Carried.

HB 2230--concerning suspension or restriction of drivers licenses

Following discussion, Senator Schmidt moved to insert language into HB 2230 which would expand alternatives for judges in truancy cases, Senator Umbarger seconded. Carried.

The committee intends to review both of these substitute bills next week.

HB 2623--forgery; sentencing

Following discussion, Senator O'Connor moved to amend HB 2623 by making technical changes which will resolve conflict between the 2001 and 2002 bills and correct inconsistent statutory references on page 4, and to recommend the bill be placed on the consent calendar, Senator Donovan seconded. Carried.

Written testimony supporting **HB 2623** was submitted by Barbara Toombs, Sentencing Commission. (attachment 1)

HB 2611--worthless checks

Conferee Representative Lloyd testified in support of **HB 2611**, a bill which increases the criminal penalty for giving a worthless check from \$10 to \$30. She discussed the events initiating a need for the bill.(attachment 2) Following discussion Senator O'Connor moved to recommend HB 2611 favorable for passage, Senator Schmidt seconded. Carried.

Written testimony supporting **HB 2611** was submitted by Frances Kastner, Kansas Food Dealers Association (attachment 3) and Marlee Carpenter, Kansas Chamber of Commerce and Industry.(attachment 4)

Final action:

HB 2630–medical expenses of prisoners

Committee discussed a proposed amendment by the Riley County Counselor.(attachment 5) Following discussion, Senator Oleen agreed to, if warranted, amend the bill on the senate floor when further information regarding the proposed amendment is received. Senator Schmidt moved to amend **HB 2630** “in a manner that accomplishes the following purpose: to make clear that in a circumstance where you have a county inmate who has health insurance who then incurs health care costs that are borne by the county that the county can seek to recover against the insurance company in the same manner that the county would seek to recover against the individual and that the language to accomplish that be based as tightly as possible giving the revisor appropriate discretion on the language in existing law in the juvenile justice code,” seconded by Senator Goodwin. Carried. Following further discussion, Senator Donovan moved to give staff the latitude to make technical changes where needed and pass the bill out favorably as amended, Senator Goodwin seconded. Carried.

HB 2629–fingerprinting of certain personnel at the Department of Administration

Following the Chair’s review of **HB 2629**, Senator Haley moved to recommend the bill favorably for passage, Senator Schmidt seconded. Carried.

The meeting adjourned at 10:15 a.m. The next meeting is March 12, 2002.