

MINUTES OF THE SENATE JUDICIARY COMMITTEE

The meeting was called to order by Chairman John Vratil at 9:31 A.M. on February 13, 2007, in Room 123-S of the Capitol.

All members were present except:

Terry Bruce arrived, 9:33 A.M.  
Les Donovan arrived, 9:39 A.M.  
David Haley arrived, 9:39 A.M.  
Derek Schmidt arrived, 9:43 A.M.  
Dwayne Umbarger arrived, 9:45 A.M.

Committee staff present:

Athena Anadaya, Kansas Legislative Research Department  
Bruce Kinzie, Office of Revisor of Statutes  
Nobuko Folmsbee, Office of Revisor of Statutes  
Karen Clowers, Committee Assistant

Conferees appearing before the committee:

Brad Bryant, Elections Director, Secretary of State's Office  
Richard Hayse, Kansas Bar Association

Others attending:

See attached list.

The Chairman opened the hearing on **SB 124--Illegal aliens, certain sentences not subject to suspended sentence, conditional release, community service or probation.**

Senator Journey testified in support, providing background on the bill (Attachment 1).

There being no further conferees, the hearing on **SB 124** was closed.

The hearing on **SB 133--Election crimes; advance voting ballot suppression** was opened.

Brad Bryant appeared in support, indicating enactment of the bill would provide a tool for law enforcement to stop improper activities regarding voting suppression (Attachment 2). Following questions, Mr. Bryant was requested to work with the revisors to develop a balloon amendment to clarify that if a voter destroyed his/her own ballot, the act will not be a level 9 felony.

There being no further conferees, the hearing on **SB 133** was closed.

The hearing on **SB 162--Corporations, actions taken without meeting, notice or vote** was opened.

Richard Hayse spoke in support, indicating legislation passed in 2004 revising the corporation code created a needlessly burdensome procedure of requiring stockholders to return written consent to corporate actions (Attachment 3). Mr. Hayse also noted a technical change needed to page 1, line 15, to insert "(a)" between the first and second sentences.

There being no further conferees, the hearing on **SB 166** was closed.

Following Mr. Hayse testimony the Chairman suggested working the bill immediately if there was no opposition. The committee agreed.

**Senator Donovan moved, Senator Goodwin seconded, to amend SB 162 by inserting "(a)" before the second sentence of Section 1. Motion carried.**

**Senator Donovan moved, Senator Goodwin seconded, to recommend SB 162 as amended favorably for passage. Motion carried.**

CONTINUATION SHEET

MINUTES OF THE Senate Judiciary Committee at 9:31 A.M. on February 13, 2007, in Room 123-S of the Capitol.

The hearing on **SB 119--Authorizing dismissal of certain traffic infractions for certain armed forces** was opened.

Senator Betts testified in support, providing background on the intent of the bill (Attachment 4).

There being no further conferees, the hearing on **SB 119** was closed.

Final action on **SB 17--Docket fees; eliminating certain funds from receiving part of docket fees** continued.

Chairman Vratil reminded the committee that the committee had discussed the bill extensively and adopted a balloon amendment on Friday, February 9.

Senator Umbarger moved, Senator Schmidt seconded, recommend **SB 17**, as amended, favorably for passage. Motion carried.

Final action on **SB 56--Increasing fees for county law libraries** continued.

Staff distributed a proposed amendment from Senator Allen (Attachment 5). Following discussion, Senator Allen moved, Senator Donovan seconded, to adopt the proposed amendment. Motion carried.

Senator Allen moved, Senator Donovan seconded, to recommend **SB 56**, as amended, favorably for passage. Motion carried.

Final action on **SB 103--Fingerprints and photos of juveniles in custody**.

The Chairman indicated **SB 103** had been favorably passed out of committee but had been referred back to make a technical change. Chairman Vratil indicated the changes needed were on page 2, line 19, to strike the word "a" and insert "the" and strike the word "or" and replace it with "and" so it would read "Fingerprints and photographs may be sent to the state and federal repository if authorized by a judge of the district court having jurisdiction;"

Senator Bruce moved, Senator Lynn seconded, to amend **SB 103** as noted by Senator Vratil. Motion carried.

Senator Schmidt moved, Senator Haley seconded, to recommend **SB 103**, as amended, favorably for passage. Motion carried.

The meeting adjourned at 10:30 A.M. The next scheduled meeting is February 14, 2007.