

MINUTES OF THE HOUSE JUDICIARY COMMITTEE

The meeting was called to order by Chairperson John Barker at 3:30 pm on Monday, February 02, 2015, 112-N of the Capitol.

All members were present

Committee staff present:

Lauren Douglass, Legislative Research Department
Robert Allison-Gallimore, Legislative Research Department
Katherine Goyette, Office of Revisor of Statutes
Jason Thompson, Office of Revisor of Statutes
Connie Bahner, Kansas Legislative Committee Assistant

Conferees appearing before the Committee:

Tim O'Sullivan, Kansas Bar Association

Others in attendance:

[See Attached List](#)

Bill introductions

Chairperson Barker recognized Representative John Rubin, who introduced a conceptual bill relating to eminent domain. It will remove a provision from the current statute that allows the legislature to authorize the state or any political subdivision, including a municipality, to condemn and receive property for private development. There is also a provision relating to court costs. The bill was accepted.

Vice-Chairperson Macheers introduced an HCR amending the constitution to have the nominating commission composed of some members appointed by the bar, some by the Governor, and some by the legislature. This is similar to **2013 HCR 5004**. The bill was accepted.

Representative Jim Ward introduced a bill relating to the open records act, relating to public records and personal electronic devices. The bill was accepted.

Representative Stephen Alford introduced a bill for Representative Steven Johnson relating to the rights of biological fathers. The bill was accepted.

Representative Mark Kahrs introduced a bill allowing the Department of Children and Families to classify legal staff members as unclassified. The bill was accepted.

Kevin Barone offered a bill relating to critical congenital heart disease. The bill was accepted.

There were no further bill introductions.

Chairperson Barker stated that the committee had been provided with the minutes of January 13th and

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MINUTES of the Committee on Judiciary at 3:30 pm on Monday, February 02, 2015, 112-N of the Capitol.

14th and asked what their pleasure was. Representative John Carmichael moved that the minutes of January 13, 2015 and January 14, 2015 be approved, seconded by Representative James Todd. The minutes were approved.

Hearing on: HB2101 — Relating to the mediation or arbitration of trust provisions.

Chairperson Barker opened the hearing on **HB2101**. Katherine Goyette of the Office of Revisor of Statutes gave an overview of the bill. There were no questions.

Chairperson Barker recognized Tim O'Sullivan, who testified as a proponent of **HB2101** for the Kansas Bar Association ([Attachment 1](#)). Representatives John Carmichael and Kyle Hoffman directed questions to Mr. O'Sullivan.

There were no further proponents and no opponents to **HB2101** so Chairperson Barker closed the hearing.

Hearing on: HB2109 — Transfer-on-death deeds; lapsing or vesting of ownership in grantee beneficiary.

Chairperson Barker opened the hearing on **HB2109**. Katherine Goyette, Office of Revisor of Statutes, gave an overview of the bill.

Chairperson Barker recognized Tim O'Sullivan on behalf of the Kansas Bar Association as a proponent of **HB2109** ([Attachment 2](#)). Questions were asked by Representative James Todd and Vice-Chairperson Charles Macheers.

Chairperson Barker closed the hearing after noting that there were no further proponents and no opponents or neutrals.

Possible action on bills previously heard

Chairperson Barker advised the committee to open their files on **HB2025**. He asked the committee what their pleasure was.

Representative John Carmichael moved to pass **HB2025**, seconded by Representative John Whitmer. No discussion took place. Chairperson Barker called for a vote. **HB2025** was favorably passed.

Chairperson Barker adjourned the meeting at 3:55 p.m. The next scheduled meeting will be held on February 3, 2015.