

MINUTES OF THE SENATE JUDICIARY COMMITTEE.

The meeting was called to order by Chairperson Emert at 10:09 a.m. on February 21, 2000 in Room 123-S of the Capitol.

All members were present.

Committee staff present:

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

Conferees appearing before the committee:

None

Others attending: see attached list

The minutes of the February 16th meeting were approved on a motion by Senator Bond, seconded by Senator Vratil. Carried.

Judiciary Subcommittee Chairs reviewed a number of their assigned bills. The following action was taken:

Chair - Senator Vratil

SB 446—Kansas administrative procedure act; abuse, neglect or exploitation of adults; regarding investigation by KDHE

SB 448—concerning docket fees

SB 505—crime victims restitution; regarding compensation

SB 529—concerning corporations; regarding execution of certain documents

SB 446 - Senator Vratil moved to pass the bill out favorably as recommended by subcommittee, Senator Bond seconded. Discussion. Carried with Senator Pugh voting nay.

SB 448 - Senator Vratil moved to pass the bill out favorably as recommended by subcommittee and place it on the consent calendar, Senator Pugh seconded. Discussion. Carried with Senator Feleciano voting nay.

SB 505 - Senator Vratil moved to amend the bill on the recommendation of subcommittee to delete entirely the prohibition from paying such crime victims compensation claims to corporations and other business entities, thus allowing any county to do so and pass it out favorably as amended, Senator Goodwin seconded. Carried

SB 529 - Senator Vratil moved to amend the bill on the recommendation of subcommittee to include a provision that sets a procedure for an existing Kansas corporation to convert to a holding company structure in which the existing Kansas corporation becomes a wholly owned operating subsidiary of a new Kansas holding company and pass the bill out favorably as amended, Senator Goodwin seconded. Carried. (attachment 1)

Chair - Senator Pugh

SB 224—concerning district coroners; notification and investigation of deaths

SB 528—concerning the Chemical Control Act; regarding practitioners

SB 578—concerning courts; regarding collection of debts owed.

SB 585—civil procedure; regarding depositions; preferential pricing of reporting services

SB 488—regarding sentencing in multiple conviction cases

SB 485—nonprobate transfer on death; regarding nontestamentary nature

SB 224 - Senator Pugh moved to pass the bill out favorably as recommended by the subcommittee and place it on the consent calendar, Senator Bond seconded. Carried.

SB 528 - Senator Pugh moved to pass the bill out favorably as recommended by the subcommittee and place it on the consent calendar, Senator Bond seconded. Carried.

SB 578 - Senator Pugh moved to pass the bill, Senator Vratil seconded. Following discussion both senators withdrew their motions and no further action was taken on the bill at this time.

SB 585 - Senator Pugh moved to pass the bill out favorably as recommended by the subcommittee, Senator Donovan seconded. Carried.

SB 488 - Senator Pugh moved to pass the bill out favorably as recommended by the subcommittee, Senator

Goodwin seconded. Carried.

SB 485 - Senator Pugh moved to pass the bill out favorably as recommended by the subcommittee, Senator Feleciano seconded. Carried. (attachment 2)

Chair - Senator Emert

SB 559—concerning electronic transfers

SB 559 - Senator Goodwin moved to amend the bill by striking the language on page 2 at line 22 beginning with “The” and all of lines 23 and 24 and beginning on page 8, all of sections 17,18, and 19 as recommended by the subcommittee and pass the bill out favorably as amended, Senator Vratil seconded. Carried. (attachment 3)

Chair - Senator Oleen

SB 370—concerning children; regarding guardians ad litem

SB 461—concerning CINC; regarding permanent guardianship

SB 490—regarding community corrections; placement of offenders

SB 491—regarding probation and suspension of sentence; jail confinement; conditional violators; postrelease supervision

SB 546—regarding placement and conveyance of certain offenders; reception and diagnostic center

SB 583—criminal prosecution of juvenile offenders; regarding traffic offenses

SB 370 - Following discussion on the bill, there was general consensus to take no action at this time.

SB 461 - Senator Oleen moved to amend the bill to include Conferee Judge Graeber’s recommendations and to pass the bill out favorably as recommended by the subcommittee, Senator Vratil seconded. Carried.

SB 490, 491, 546, and 583 - Following discussion Committee decided to revisit these bills on 2-22. (attachment 4)

Chair - Senator Goodwin

SB 386—concerning crime and punishment; regarding inquisitions; subpoenas

SB 384—regarding indecent and aggravated indecent solicitation of a child; creating crime of electronic harassment

SB 386 - Following discussion Senator Goodwin moved to amend the bill to delete “computer crime” and replace it with “any crime involving a computer” as recommended by the subcommittee and pass the bill out favorably, Senator Vratil seconded. Carried with Senators Harrington, Donovan, Pugh, and Petty voting nay.

SB 384 - following discussion, it was the consensus of the Committee to take no action on the bill at this time. (attachment 5)

The meeting adjourned at 10:58. The next scheduled meeting is February 22, 2000.