

MINUTES OF THE HOUSE JUDICIARY COMMITTEE.

The meeting was called to order by Chairperson Michael R. O'Neal at 3:30 p.m. on January 28, 2002 in Room 313-S of the Capitol.

All members were present.

Committee staff present:

Jerry Ann Donaldson, Department of Legislative Research  
Jill Wolters, Department of Revisor of Statutes  
Sherman Parks, Department of Revisor of Statutes  
Cindy O'Neal, Committee Secretary

Conferees appearing before the committee:

Barbara Tombs, Executive Director, Kansas Sentencing Commission  
Bruce Roberts, Director of Division of Information Systems and Communications, Department of Administration

Hearings on **HB 2623 - sentencing regarding forgery**, were opened.

Barbara Tombs, Executive Director, Kansas Sentencing Commission, explained that the proposed bill was technical in nature and intended to correct an error in K.S.A. Supp. 21-4704(i) by changing the reference from subsection (b)(2) and (b)(3) of K.S.A. 2001 Supp. 21-3710 to subsection (b)(3) and (b)(4). These latter two subsection reference the mandatory jail time sentences for a second, third or subsequent conviction for forgery, not being served in a Kansas Department of Corrections facility. (Attachment 1)

Hearings on **HB 2623** were closed.

Hearings on **HB 2629 - Department of Administration computer & telecommunication security, fingerprinting of certain employees**, were opened.

Bruce Roberts, Director of DISC, appeared as a proponent of the bill. He commented that as a condition of employment those employees who would have unescorted access to a computer and a telecommunications infrastructure would be fingerprinted. The fingerprints would then be submitted to the Kansas Bureau of Investigations (KBI) and the Federal Bureau of Investigations for verification of their identity and for the purpose of obtaining records criminal in nature.

Until recently, DISC has had a Memorandum Agreement with KBI that they would establish clearances for employees but since the implementation of the Criminal Justice Information System network the KBI has taken on more responsibility for managing technologies.

He believes that statutory authority would insure the security of the telecommunications system. The KBI has agreed to continue to obtain & provide records criminal in nature and those who have cleared the checks to DISC. They would, however, have to pay the KBI for the checks which they estimate would be \$750 in fiscal year 2002 and \$4,500 in fiscal year 2003. (Attachment 2)

Hearings on **HB 2629** were closed.

**HB 2630 - County general fund reimbursement for medical expenses of indigent prisoner**

Representative Long made the motion to report HB 2630 favorably for passage. Representative DiVita seconded the motion.

Representative Long made the substitute motion to amend in the proposed balloon (Attachment 3) which corrects revisors errors. Representative Loyd seconded the motion. The motion carried.

Representative Long made the motion to report HB 2630 favorably, as amended, for passage. Representative DiVita seconded the motion. The motion carried.

**HB 2623 - sentencing regarding forgery**

CONTINUATION SHEET

MINUTES OF THE HOUSE JUDICIARY COMMITTEE at 3:30 p.m. on January 28, 2002 in Room 313-S of the Capitol.

Representative Pauls made the motion to report **HB 2623** favorably for passage and be placed on the Consent Calendar. Representative Howell seconded the motion. The motion carried.

**HB 2629 - Department of Administration computer & telecommunication security, fingerprinting of certain employees**

Representative Long made the motion to report **HB 2629** favorably for passage. Representative Loyd seconded the motion.

Concerns were express as to whether or not KBI would send the reports back to DISC without it being in the statute. Mr. Roberts commented that he was comfortable with the bill as proposed.

Representative DiVita made the substitute motion to add “security sensitive” on line 20 after the word “other”. Representative Klein seconded the motion. The motion carried.

Representative DiVita made the motion to report **HB 2629** favorably, as amended, for passage. Representative Long seconded the motion. The motion carried.

The committee meeting adjourned at 4:15 p.m. The next meeting was scheduled for January 29, 2002.