

SENATE JUDICIARY COMMITTEE

January 14, 1970

Eleven o'clock A.M.

Room 523.

REPORT OF SUBCOMMITTEE "B".

by Senator Glee S. Smith

SENATE JUDICIARY COMMITTEE

The Senate Judiciary Committee met January 14, 1970 in Room 523 at eleven o'clock A.M. All members were present except Senator Richard Rogers.

The chairman, Senator Steadman Ball called the meeting to order. He introduced Miss Mary S. Hack of Legislative Research. He stated that Miss Hack works in the Research Department in the capacity of a lawyer and has been assisting in the research needed for preparation of some bills to be introduced.

Senator Ball told the committee members that this was to be a brief meeting and announced that tomorrow more reports from subcommittees would be heard. He also stated that by Monday of next week, the committee might be able to consider the Criminal Code Procedure, since he expects to attend a meeting of the Judicial Council this coming Friday.

The chairman announced to the committee that the Railroads want to give a dinner for the members on February 3, 1970, at six-thirty o'clock P.M. at the Topeka Country Club. He stated it is to be "stag" and the members would be polled later for any existing conflicts.

Senator ^{Ball}stated that the work load for this session is very heavy and he expected to meet with House-chairman, Rep. Euler, to consider this work load and try to make some division for this session.

Senator Ball read a letter from Fred J. Carman, Revisor of Statutes, which related to a Juvenile Court problem which also has been a problem to the schools. Copies of this letter were

sent to the chairmen of the Education Committees as well as to the chairmen of the Judiciary Committees. Senator Ball appointed Senators Bennett, Herd and Tillotson who are all members of the Senate Education Committee as members of the subcommittee to work on this problem.

The chairman next read a letter from Mr. Ruppenthal requesting the committee to do work on a curative title standards act which would cure everything back of 25 years. This would involve the constitutionality of the conveyance of homesteads, etc. The subcommittee appointed to consider this is Senators Rogers, Pomeroy and Winter.

Senator Ball stated that in the assignments during the interim, there was one matter that was not referred to a subcommittee, namely, House Bill No. 1094. He asked the members to be studying this bill preparatory to a discussion in some future meeting.

Senator Ball read a letter he sent to Mr. Laing in December, 1969, and commented on Mr. Laing's reply.


Senator Smith was ready with his report of the subcommittee on pornography and obscenity. He stated that Mary S. Hack was the research person assigned to his subcommittee. Senator Smith reported that his subcommittee met five times; that the members were Senators Pomeroy, Steineger, Woodard, Arvin and Healy. He told of a bill introduced in Georgia in which the context of the bill was so vivid that the bill could not be printed, when he was asked by Senator Tillotson if the committee members were to be presented with the printed bill. Senator Smith told the committee that the subcommittee had considered three alternatives:

The first alternative related to the distribution to minors, the second, the possibility of a separate bill along the line of some other bills containing redefinitions and the third, not to have a separate bill using redefinitions but to use the definition of Senate Bill No. 9 which goes into effect July first, this year. The main thing the committee definitely tried to do was to tighten the penalties in regard to minors and, because of the testimonies of some county attorneys, to make provision for immediate injunctions. Senator Smith went on to explain the bill section by section and when asked by Senator Ball if this bill repeals the law worked on in 1963, he said that Senate Bill No. 9 repealed it in 1969. Senator Smith moved and Senator Winter seconded that the bill be introduced and referred back to the committee for consideration. The motion carried by unanimous consent.

The meeting was adjourned to meet January 15, 1970 at eleven o'clock A.M. in Room 523.


Martha P. Welch, Recording Secretary

Minutes approved:


Steadman Ball, Chairman

January 15, 1970

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