

SENATE JUDICIARY COMMITTEE

MARCH 6, 1970

ROOM 523

The Senate Judiciary Committee met March 6, 1970 in Room 523 at eleven o'clock A.M. with the chairman, Senator Steadman Ball, presiding. All members were present except Senators Gaar. Herd, Hodge, Smith and Van Sickle.

Mrs. Betty Barnes and her government class of sixteen students from Council Grove, Kansas, High School were present to observe.

House Bill No. 1991 was taken up and Mr. Alkire, Chairman of the Criminal Law Committee of Wichita, Kansas, stated he was definitely in favor of adding \$5.00 to the court costs, and he thought this would not be a burden on violators. Senator Ball quoted Mr. John Decker, City Attorney of Wichita and told of Mr. Decker's appearing in opposition to this bill. Cliff W. Ratner spoke against Mr. Decker's views and Senator Storey told the committee that the Senate Ways and Means Committee had a bill designed to appropriate some funds for this particular purpose. John Pyles also spoke in favor of the present provisions of House Bill No. 1991. Senator Bennett suggested the committee amend the bill to make the addition to court costs \$2.50 for misdemeanors instead of \$5.00. Senators Bennett, Woodard, Storey and Pomeroy were participants in a discussion that followed.

The committee voted to amend House Bill No. 1959 as per copy attached. Senator Steineger moved to adopt the amendments. Senator Bennett seconded and the motion carried. Senator Arvin moved that the bill be reported back to the Senate with the recommendation that it be passed as amended; Senator Bennett seconded and the motion carried.


House Bill No. 1991 was again considered and Senator Storey moved that the Revisor of Statutes be authorized to draw up the report by changing the additional court costs to \$2.50 for a misdemeanor and \$5.00 for a felony. Senator Bennett seconded and the motion carried. Senator Storey then moved to report the bill back to the Senate with the recommendation that it be passed as amended. Senator Bennett seconded and the motion carried.

The committee adjourned its meeting to meet March 9, 1970 at 11 A.M. in Room 523.

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Martha P. Welch, Recording Sec.

MINUTES APPROVED:

  
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Steadman Ball, Chairman

March 11, 1970

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

Your committee on           Judiciary

Recommends that           House Bill No. 1959 (As Amended by House Committee of  
the Whole)

"An Act establishing the governor's committee on criminal administration; prescribing the powers, duties and functions thereof; providing for the appointment and terms of members; and authorizing employment of certain personnel."

Be amended:

On page 1, in line 13, by striking all after the comma; in line 14, by striking all before "and" and inserting in lieu thereof the following: "a regularly admitted and practicing attorney in the state of Kansas"; in line 16, by striking "and" and inserting in lieu thereof a comma; also in line 16, by inserting after "judge" where it last appears in the line the following: "and practicing attorney";

On page 2, in line 1, by striking all after "sheriff"; in line 2, by striking all before "county" and inserting in lieu thereof a comma; in line 5, by striking all after the period; by striking all of line 6; in line 7, by striking all before "All"; following line 20, by inserting a new paragraph to read as follows:

"The governor's committee on criminal administration may increase the membership of the committee at any time, if such increase is necessary to comply with the provisions of any federal act providing funds for the purposes of the committee as established herein, and such new members shall be appointed by the governor.";

in line 27, by inserting "a majority of" after "of"; also in line 27, by striking "present at each meeting" and inserting in lieu thereof "appointed and qualified";

On page 3, in line 21, by striking all after "director"; in line 22, by striking all before "and";

On page 4, in line 1, by striking "chairman" and inserting in lieu thereof "executive director";

And the bill be passed as amended.

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Chairman

# REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

Your committee on       Judiciary

Recommends that       HOUSE BILL No. 1991 (As Amended by House Committee)

"AN Act concerning aid to indigent defendants; requiring the assessment of costs in certain causes of action and proceedings; providing for disposition of all costs so collected; and prescribing certain duties in connection therewith; amending K. S. A. 1969 Supp. 62-3112 and repealing the existing section."

Be amended:

On page 2, in line 11, by inserting after "state" the following: "involving the prosecution of a felony, and a fee of two dollars and fifty cents (\$2.50) shall be assessed as cost in each criminal cause of action or proceeding filed in any court of this state involving the prosecution of a misdemeanor"; in line 13, by inserting after the comma the following: "excluding parking violations,"; in line 18, by striking "five dollars (\$5)" and inserting in lieu thereof "moneys";

And the bill be passed as amended.