MINUTES OF THESENATE COMMITTEE ONJUDICIARY			
Held in Room 519 S, at the Statehouse at 11:00 a.m. Maximum on January 17, 19 78.			
All members were present except: All members present.			
The next meeting of the Committee will be held at 11:00 a.m./pxxxx, on January 18, 19 78.			
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Chairman

The conferees appearing before the Committee were:

Staff present:

Art Griggs - Revisor of Statutes Paul Purcell - Legislative Research Department Jerry Stephens - Legislative Research Department

<u>Senate Bill 502</u> - Additional district judge position in twenty-first district.

The author of the bill, Senator Everett, requested that the committee take no action on the bill. He explained that he had introduced the bill because he understood that the matter of adding additional judges was to be a legislative matter. He had since learned that the Supreme Court desires to make that determination, with legislative review coming in the matter of the budget and the number of judicial personnel authorized. It was also pointed out that Marion County has indicated a desire to upgrade the district magistrate judge position to an associate district judge, since the district magistrate judge has resigned.

<u>Senate Bill 497</u> - Civil procedure, admission of facts and genuineness of documents.

The author of the bill, Senator Simpson, explained the purpose of the bill. Committee discussion followed. Senator Steineger indicated that he felt the committee should ask the judges association for comments on the bill before taking action. Senator Gaar suggested that the Trial Lawyers Association, the Defense Attorneys Association, and the Bar Association also be contacted. The staff was requested to contact these organizations and report back to the committee. Senator Simpson moved that the minutes of January 11 and 12 be approved; Senator Mulich seconded the motion, and the motion carried.

Senator Everett discussed a recent Supreme Court decision holding the existing alibi statute unconstitutional, and the later action of the court amending the statute. Committee discussion followed CONTINUATION SHEET

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concerning the matter of the Supreme Court amending statutes which affect substantive rights of parties. Staff was requested to obtain copies of the statute and Supreme Court decision.

The meeting adjourned.

SENATE

Minutes of the _

These minutes were read and approved by the committee on 2-6-78.

GUESTS

SENATE JUDICIARY COMMITTEE

MAN	ADDRESS	ORGANIZATION
Mrs.	Rawrence Locks Rt. 1 Box 5 A Harden	Plain Kans.
	Circlindagaile St Many Calley	
	Lana Swarth 5+ Mary Estlege	
	Calleen Farchild St. Marys	
	Cathy Janas St. Mary College	
	P.B. Magava Salina	Mary mount College
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