HOUSE JUDICIARY COMMITTEE

1984

> Representative Gary Blumenthal Representative Frank Buehler Representative Clifford Campbell Representative Stephen Cloud Representative Arthur Douville Representative Sandy Duncan Representative Steven Ediger Representative Larry Erne Representative Richard Harper Representative Norman Justice Representative Ardena Matlack Representative Kerry Patrick Representative Steve Schweiker Representative John Solbach Representative Bob Vancrum Representative Joan Wagnon Representative Donna Whiteman Representative Bob Wunsch

Staff:

Jerry Donaldson, Legislative Research Department
Michael Heim, Legislative Research Department
Mary Ann Torrence, Revisor of Statutes' Office
Nedra Spingler, Secretary to the Committee

HEARING SCHEDULE AND INDEX

BILL NUMBER	DATE OF HEARING	DISCUSSION AND ACTION
HB 2031 - Threatening a public official (re-referred).	1-17-83	2-2-83
HB 2034 - Code for the Care of Children.	1-24-83	2-2-83
HB 2052 - Samaritan food law.		
HB 2060 - Sentencing for certain crimes.		
HB 2070 - Minors tort action for parental neglect.		
HB 2075 - Transfers of real estate.	2-7-83	
HB 2076 - District judicial nominating commission.		
HB 2081 - Natural gas supply for irrigation.	2-7-83	2-10-83
HB 2087 - Amphetamines for weight control.	2-8-84	2-27-84, 2-28-84
HB 2137 - Use of collateral estoppel.		
HB 2163 - Traffic offenses and uniform fines.	2-14-83	3-3-83
HB 2171 - Prohibiting age discrimination.		
HB 2182 - Changing age of minor, gifts to minors act.	1-12-84	1-30-84
HB 2183 - Increased penalties for child abuse.		
HB 2209 - Procedures for garnishment.	2-15-83	2-17-83
HB 2213 - Jury lists from driver's license records.		
HB 2214 - Jury cancellation bond.		
HB 2219 - Qualifications for judges, district courts.	1-12-84	1-30-84
HB 2220 - Statutory construction, seal of court.		
HB 2222 - Clerk of district court, duties.	1-12-84	1-30-84
HB 2229 - Food donations, liability.		
HB 2234 - Right to jury trial.	2-16-83	
HB 2235 - Commencement of actions.		
HB 2239 - Death penalty for premeditated murder.		
HB 2260 - Unauthorized reproduction of products.	2-22-83	3-3-83
HB 2261 - Penalty for allowing minor to drink in private club.		
HB 2262 - Crimes against law enforcement officers and firefighters.		
HB 2273 - Law Enforcement powers to game protectors.	2-23-83	
HB 2298 - Alcohol and drug-related crimes.		
HB 2300 - Limited actions, application, jury trials.	2-21-83	
HB 2304 - Admissibility of evidence seized in unlawful search or seizure.		
HB 2310 - Appeals in jury trials in misdemeanor cases.	1-12-84	2-1-84
HB 2318 - Sterilization of certain mentally retarded females.	3-1-83	

or drugs.

evidence.

HB 2713 - Arrest in re inflicting personal injury.

HB 2714 - Judges of the district court.

BILL NUMBER

2-2-84

2-1-84

2-8-84

2-28-84

HEARING SCHEDULE AND INDEX - Page 3

HB 2908 - Felony prosecutors division in Attorney General's Office.

BILL NUMBER	BATE OF HEARING	DISCUSSION AND ACTION
HB 2720 - Guardians or conservators in re small estates.		
HB 2749 - Divisions of district courts.		2-1-84
HB 2750 - Alcoholism treatment facility.	1-30-84	2-1-84
HB 2764 - Defense of entrapment.	2-7-84	2-29-84
HB 2766 - Alcohol and drug related crimes.		
HB 2772 - Warning of consequences if blood alcohol test of driver is refused.	2-8-84	
HB 2775 - Eminent domain by public utilities.		
HB 2776 - Prejudgment interest in commercial cases.		
HB 2781 - Meritorious good time credit.	2-9-84	2-14-84
HB 2786 - Reports relating to inebriate persons.		
HB 2796 - Custody of children.	2-15-84	2-22-84
HB 2800 - Indigents defense, investigative, expert, and other services.	2-6-84	1-26-84, 2-14-84
HB 2801 - Fees for witnesses from other states.	2-6-84	1-26-84, 2-14-84
HB 2802 - Appeal of sentence on plea of guilty or nolo contendere.	2-6-84	1-26-84, 2-14-84
HB 2804 - Enforcement of support orders.	2-14-84	
HB 2808 - Use of dogs by law enforcement officers.		
HB 2814 - Mandatory sentence for murder.		
HB 2816 - Oil and gas leases.	2-14-84	
HB 2835 - Sex offenses relating to family relationships.	2-15-84	2-20-84
HB 2836 - DUI and diversion on complaint.	2-15-84	2-22-84
HB 2842 - Changing term "jury foreman".	2-14-84	2-14-84
HB 2846 - Municipal court complaint signed by police.	2-14-84	2-22-84
HB 2858 - Dormant judgments and release of records.	2-14-84	
HB 2875 - Insurance coverage of punitive damages.	2-23-84	2-28-84
HB 2881 - Wrongful death actions.	2-23-84	2-29-84
HB 2882 - Pretrial release.		
HB 2890 - Automobile warranties.		
HB 2895 - Mental health boards.		
HB 2896 - Enforcement of child support orders.		2-23-84
HB 2899 - Sentencing for certain felonies. (Referred to Federal and State Affairs)		
HB 2906 - Information system in re enforcement of child support orders.		
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HEARING SCHEDULE AND INDEX - Page 5

BILL NUMBER

DATE OF HEARING

DISCUSSION AND ACTION

- HB 3079 - Education of court personnel.

Ways and Means

2-16-84

HB 3083 - DUI and license restriction.

RESOLUTIONS

HCR 5025 - Interim study of fines and penalties.

HCR 5026 - Requesting a Judicial Council study of the plea of guilty but mentally ill.

HCR 5059 - Antitrust laws re vertical price fixing.

3-20-84

3-26-84

HCR 6188 - Commending the Kansas Bar Association re petition to implement IOLTA program.

OTHER MATTERS

Discussion and review of appellate court matters occurred on 1-16-84.

HEARING SCHEDULE AND INDEX - Page 6		
BILL NUMBER	DATE OF HEARING	DISCUSSION AND ACTION
SB 14 - Liability for local disaster emergency activities.		
SB 25 - Release prior to trial.		
SB 51 - Controlled substances act and forfeiture.	3-24-83	3-28-83, 3-27-84
SB 81 - Uniform determination of death act (re-referred).	3-21-83, 3-14-84	3-28-83, 3-14-84
SB 96 - Weapons violations where alcohol is present.		
Sub. SB 141 - Driving under the influence of alcohol or drugs.		
SB 191 - Child visitation and custody rights (rereferred).	3-28-83, 3-13-84	3-28-83. 3-14-84
SB 199 - Automobile lemon law (re-referred).	3-23-83	3-28-83
SB 232 - Treatment act for drug abusers.	3-22-84	3-26-84
Sub. SB 246 - Defense of governmental employees in civil rights cases.		
SB 258 - Wrongful life or birth actions prohibited.	3-22-84	3-27-84
SB 262 - Subrogation to recover damages.	Subcommittee	3-27-84
SB 318 - Presentence investigation reports.	3-16-83	3-21-83
SB 336 - Hazardous wastes (re-referred).	3-25-83	3-28-83
SB 346 - Time period for marketable record title (re-referred).	3-24-83, 1-12-84	3-28-83, 1-30-84
SB 348 - Powers of deputy district court clerks.	3-14-83	
SB 350 - Registration and service of process servers.	3-24-83	3-28-83
SB 352 - Review of administrative decisions.		
SB 354 - Civil remedies for theft (re-referred).	3-25-83	3-28-83
SB 357 - Health spas and buying clubs (re-referred).	3-23-83, 1-12-84	3-25-83, 1-31-84
SB 371 - Terroristic threats (re-referred).	3-25-83, 3-14-84	3-28-83, 3-15-84
SB 372 - Garnishment.		
SB 373 - Jail personnel and law enforcement train- ing requirements.		
SB 484 - Kansas Parentage Act.	3-12-84	3-13-84, 3-21-84
Sub. SB 486 - Procedures for adoption.	3-12-84	3-13-84
SB 492 - Conflict of interests relating to outside interests.	3-20-84	3-21-84, 3-26-84
SB 499 - Court services officers.	3-14-84	3-15-84
SB 509 - Wills probated outside of state.	2-13-84	2-20-84
SB 519 - Swine confinement facilities and agricultural corporations.	3-19-84	3-22-84
SB 573 - Guardians and small estates.	3-13-84	3-14-84

HEARING	SCHEDULE	AND	INDEX	-	Page	7

HEARING SCHEDULE AND INDEX - Page 7		DISCUSSION AND
BILL NUMBER	DATE OF HEARING	ACTION
SB 615 - Grandparents' visitation rights.	Subcommittee	3-27-84
SB 639 - Admissibility of forensic examiner's report.	3-14-84	3-14-84
SB 642 - Release prior to trial.	3-20-84	3-26-84
SB 644 - Payment for care of juvenile offenders.	Subcommittee	3-27-84
SB 648 - Penalties for theft.		
SB 669 - Child abuse investigations in schools.	Subcommittee	3-27-84
SB 674 - Taxation and billing of court costs.	Subcommittee	3-27-84
SB 677 - Fingerprinting of juveniles.	Subcommittee	3-27-84
SB 678 - Increase in marriage license fee.	3-20-84	3-26-84
Sub. SB 690 - State's attorneys in certain judicial districts.		
SB 692 - Restrictions on granting diversion.	3-20-84	3-26-84
SB 717 - Foreign corporations.	3-14-84	3-14-84
SB 718 - Licensure re detective business.	3-14-84	3-15-84
SB 719 - Garnishment forms.	3-13-84	3-14-84
SB 720 - Duties to retired judges.		
SB 734 - Corporate fiduciary as guardian.	3-21-84	3-27-84
SB 741 - Subpoena of business records.	3-21-84	3-27-84
SB 759 - Definition of "restricted mail".	Subcommittee	3-27-84
SB 761 - Care of children and juvenile offenders codes.		
SB 762 - Appeals from tax board orders.	Subcommittee	3-27-84
SB 782 - Penalty for desecrating a cemetery.		
SB 784 - Disposition of wills deposited in district court.		
SB 785 - Limits on expungement records.		
SB 786 - Judgment dockets and general index.		3-27-84
SB 794 - Fees concerning district court.	Subcommittee	3-27-84
SB 801 - Peace bond procedures.	3-21-84	3-26-84
SB 802 - Taking runaways into custody.		
SB 803 - Repository of information on missing and unidentified deceased persons.	3-29-84	3-29-84
SB 847 - Telephone dialing-announcing devices.		
SB 880 - Competency to stand trial.	4-27-84	4-27-84
SB 881 - Governmental ethics and restrictions on compensation.	4-27-84	4-27-84

HEARING SCHEDULE AND INDEX - Page 8

RESOLUTIONS	DATE OF HEARING	DISCUSSION AND ACTION
SCR 1652 - Juvenile offender information system.	3-29-84	3-29-84
SCR 1655 - Nonconviction criminal records.	3-29-84	3-29-84
SCR 1656 - Crime victims' reparations board.	3-29-84	3-29-84

STATUS OF BILLS - 1984

HOUSE JUDICIARY COMMITTEE

House Bills Considered - 131
Senate Bills Considered - 64
Died in Committee - 122
Died in Senate Committee - 4
Died in House - 23
Died in Senate - 1
Passed both Houses - 45
Signed by the Governor - 39
Vetoed by the Governor - 2
House Bills Held Over - 0
Senate Bills Held Over - 0

HOUSE BILLS

BILL NUMBER	STATUS	GOVERNOR SIGNED
2031 - Threatening a public official.	No action	
2034 - Code for the Care of Children.	Tabled	
2052 - Samaritan food law.	No action	
2060 - Sentencing for certain crimes.	No action	
2070 - Minors tort action for parental neglect.	No action	
2075 - Transfers of real estate.	No action	
2076 - District judicial nominating commission.	No action	
2081 - Natural gas supply for irrigation.	Tabled	
2087 - Amphetamines for weight control.	Introduced new bill	
2137 - Use of collateral estoppel.	No action	
2163 - Traffic offenses and uniform fines.	Tabled	
2171 - Prohibiting age discrimination.	No action	
2182 - Changing age of minor, gifts to minors act.	Died in Senate Judiciary Committee	
2183 - Increased penalties for child abuse.	No action	
2209 - Procedures for garnishment.	Tabled	
2213 - Jury lists from driver's license records.	No action	
2214 - Jury cancellation bond.	No action	
2219 - Qualifications for judges, district courts.	Stricken from House Calenda	r
2220 - Statutory construction, seal of court.	No action	
2222 - Clerk of district court, duties.	Tabled	
2229 - Food donations, liability.	No action	
2234 - Right to jury trial.	No action	
2235 - Commencement of actions.	No action	
2239 - Death penalty for premeditated murder.	No action	
2260 - Unauthorized reproduction of products.	Tabled	

No action

2261 - Penalty for allowing minor to drink

in private club.

STATUS OF BILLS - Page 2		
BILL NUMBER	STATUS	GOVERNOR SIGNED
2262 - Crimes against law enforcement officers and firefighters.	No action	
2273 - Law enforcement powers to game protectors.	No action	
2298 - Alcohol and drug-related crimes.	No action	
2300 - Limited actions, application, jury trials.	No action	
2304 - Admissibility of evidence seized in unlawful search or seizure.	No action	
2310 - Appeals in jury trials in misdemeanor	Killed in Committee	
2318 - Sterilization of certain mentally retarded females.	No action	
2321 - Concealed firearms in vehicles.	No action	
2322 - Causing injury while DUI of alcohol or drugs.	No action	
2324 - Costs for expert witnesses.	No action	
2349 - Full-time municipal court judges.	No action	
2356 - Bringing new action.	No action	
2364 - District coroners and admissible evidence.	No action	
2367 - Powers and duties of sheriffs.	No action	
2381 - Refusal to submit to tests, alcohol related crimes.	No action	
2394 - Warranties of motor vehicles.	No action	
2398 - Eviction of mobile homeowners.	No action	
2408 - Administration of decedents' estates.	No action	
2414 - Power of condemnation for cities.	No action	
2419 - Worthless check conviction.	No action	
2476 - Common-law liens on property.	No action	
2494 - Presentence investigation reports.	Tabled	
2495 - Fees for collection of worthless checks.	No action	
2522 - Preliminary examinations.	Killed in Committee	
2568 - Speedy trial requirements in criminal cases.	No action	
2585 - Real estate, mortgages, and deeds of 2600 - Review of KCC order.	Passed both Houses Tabled	3-26-84
2656 - Remedies for giving bad check.	No action	
2662 - DUI and vehicular homicide.	No action	
2671 - Contributing to a child's misconduct	Passed both Houses	4-11-84
2687 - Qualifications for nomination for DA.	Passed both Houses	Vetoed, 4-12-84

Passed both Houses

5-10-84

2688 - Administrative procedure act.

BILL NUMBER	STATUS	GOVERNOR SIGNED
2689 - Review of agency actions.	Passed both Houses	5-10-84
2694 - Interference with parental custody.	Passed both Houses	5-10-84
2705 - Preemption of firearm regulation.	No action	
2711 - Patronizing a prostitute.	Stricken from House Calendar	
2712 - Emergency care or assistance.	Tabled	
2713 - Arrest in re inflicting personal injury.	Passed both Houses	3-30-84
2714 - Judges of the district courts.	Passed both Houses	4-11-84
2720 - Guardians or conservators in re small estates.	No action	
2749 - Divisions of district courts.	Killed in Committee	
2750 - Alcoholism treatment facility.	Died in Senate PHW Committee	
2764 - Defense of entrapment.	Tabled	
2766 - Alcohol and drug-related crimes.	No action	
2772 - Warning of consequences if blood alcohol test of driver is refused.	No action	
2775 - Eminent domain by public utilities.	No action	
2776 - Prejudgment interest in commercial cases.	No action	
2781 - Meritorious good time credit.	Passed both Houses	4-11-84
2786 - Reports relating to inebriate persons.	No action	
2796 - Custody of children.	Passed both Houses	4-5-84
2800 - Indigents defense, investigative, expert, and other services.	Passed both Houses	4-10-84
2801 - Fees for witnesses from other states.	Passed both Houses	4-4-84
2802 - Appeal of sentence on plea of guilty or nolo contendere.	Killed in Committee	
2804 - Enforcement of support orders.	No action	
2808 - Use of dogs by law enforcement officers.	No action	
2814 - Mandatory sentence for murder.	No action	
2816 - Oil and gas leases.	No action	
2835 - Sex offenses relating to family relationships.	Passed both Houses	4-5-84
2836 - DUI and diversion on complaint.	Stricken from House Calendar	
2842 - Changing term "jury foreman".	Stricken from House Calendar	
2846 - Municipal court complaint signed by police.	Passed both Houses	4-3-84
2858 - Dormant judgments and release of records.	No action	

BILL NUMBER	STATUS	GOVERNOR SIGNED
2875 - Insurance coverage of punitive damages.	Tabled	
2881 - Wrongful death actions.	Stricken from House Calendar	
2882 - Pretrial release.	No action	
2890 - Automobile warranties.	No action	
2895 - Mental Health boards.	No action	
2896 - Enforcement of child support orders.	No action House	
2899 - Sentencing for certain felonies.	Died in FSA Committee	
2906 - Information system in re enforcement of child support orders.	No action	
2908 - Felony prosecutors division in Attorney General's Office.	No action	
2916 - Admissibility of matters disclosed in mediation.	Passed both Houses	4-12-84
2920 - False alarms on 911.	Passed both Houses	4-10-84
2921 - Oil and gas liens.	No action	
2931 - Aids of execution.	Passed both Houses	4-17-84
2958 - Judges in 29th Judicial District.	Tabled	
2986 - Municipal court and pretrial release.	No action	
2987 - Marriage officiates.	Passed both Houses	5-9-84
2988 - Evaluation and supervision re alcohol and drug crimes.	No action	
2989 - Penalties for DUI of alcohol or drugs.	No action	
2994 - Hearing and enforcing obligations of support.	No action	
2995 - Social welfare, income assignments for support orders.	No action	
3005 - Filing of incorporation with register eliminated.	No action	
3012 - Informal administration of estates.	Died on House Calendar	
3013 - Probate procedures.	No action	
3015 - Reduction or modification of sentence.	Passed both Houses	4-13-84
3016 - Prosecution by Attorney General.	No action	
3017 - Estates of inmates.	Passed both Houses	4-10-84
3020 - Administration of oaths in inmate disciplinary proceedings.	Passed both Houses	4-10-84
3021 - Mechanic lien on residential property.	Died in conference committee	
3022 - Consecutive sentences.	Tabled	
3026 - Alcoholism and intoxication treatment.	Passed both Houses	4-12-84
3027 - Legal services for agriculture-related businesses.	Died in Senate W&M Committee	

BILL NUMBER	STATUS	GOVERNOR SIGNED
3028 - Garnishment, court costs, legal fees re support cases.	No action	
3029 - Forwarding of fingerprints to FBI.	Died in Senate Judiciary Committee	
3030 - Issuance of subpoenas by secretary of corrections.	No action	
3033 - Motor vehicles, mileage indicators.	No action	
3037 - Restrictions on prescribing drugs.	Passed both Houses	5-10-84
3049 - Records of juvenile offenders.	Passed both Houses	5-11-84
3078 - Driver's license restrictions.	Passed both Houses	4-13-84
3083 - DUI and license restrictions.	No action	
RESOLUTIONS		
5025 - Interim study of fines and penalties.	No action	
5026 - Requesting a Judicial Council study of plea of guilty but mentally ill.	No action	
5059 - Antitrust laws re vertical price fixing.	Adopted by both Houses	
6188 - Commending the Kansas Bar Association re petition to implement IOLTA program.	No action	

SIAIUS OF BILLS - rage o	CTA TILC	COVERNOR SIGNED
BILL NUMBER	STATUS	GOVERNOR SIGNED
SB 14 - Liability for local disaster emer- gency activities.	No action	
SB 25 - Release prior to trial.	No action	
SB 51 - Controlled substances act and for- feiture.	Tabled	
SB 81 - Uniform determination of death act.	Passed both Houses	4-13-84
SB 96 - Weapons violations where alcohol is present.	No action.	
Sub. SB 141 - Driving under the influence of alcohol or drugs.	No action	
SB 191 - Child visitation and custody rights.	Passed both Houses	4-18-84
SB 199 - Automobile lemon law.	No action	
SB 232 - Treatment act for drug abusers.	Passed both Houses	4-12-84
Sub.		
SB 246 - Defense of governmental employees in civil rights cases.	No action	
SB 258 - Wrongful life or birth actions pro- hibited.	No action	
SB 262 - Subrogation to recover damages.	No action	
SB 318 - Presentence investigation reports.	Tabled	
SB 336 - Hazardous wastes.	No action	
SB 346 - Time period for marketable record title.	Passed both Houses	2-24-84
SB 348 - Powers of deputy district court clerks.	No action	
SB 350 - Registration and service of process servers.	Tabled	
SB 352 - Review of administrative decisions.	No action	
SB 354 - Civil remedies for theft.	No action	
SB 357 - Health spas and buying clubs.	Passed both Houses	5-10-84
SB 371 - Terroristic threats.	Passed both Houses	4-18-84
SB 372 - Garnishment.	No action	
SB 373 - Jail personnel and law enforcement training requirements.	No action	
SB 484 - Kansas Parentage Act.	Died in House FSA Committee	
Sub. SB 486 - Procedures for adoption.	Stricken from House Calendar	
SB 492 - Conflict of interests relating to outside interests.	Passed both Houses	4-16-84
SB 499 - Court services officers.	Passed both Houses	4-11-84
SB 509 - Wills probated outside of state.	Passed both Houses	3-8-84
SB 519 - Swine confinement facilities and agricultural corporations.	Died in House A&L Committee	

tions on compensation.

BILL NUMBER	STATUS	GOVERNOR SIGNED
SB 573 - Guardians and small estates.	Passed both Houses	Vetoed 4-12-84
SB 615 - Grandparents' visitation rights.	Passed both Houses	5-7-84
SB 639 - Admissibility of forensic examiner's report.	Stricken from House Calendar	
SB 642 - Release prior to trial.	Killed in Committee	1
SB 644 - Payment for care of juvenile offenders	. Died in House FSA Committee	
SB 648 - Penalties for theft.	No action	
SB 669 - Child abuse investigations in schools.	Passed both Houses	4-12-84
SB 674 - Taxation and billing of court costs.	No action	
SB 677 - Fingerprinting of juveniles.	Died in House FSA Committee	
SB 678 - Increase in marriage license fee.	Passed both Houses	4-12-84
Sub. SB 690 - State's attorneys in certain ju- dicial districts.	No action	
SB 692 - Restrictions on granting diversion.	Died in House FSA Committee	
SB 717 - Foreign corporations.	Died on House Calendar	
SB 718 - Licensure re detective business.	Stricken from House Calendar	
SB 719 - Garnishment forms.	Died in House W&M Committee	
SB 720 - Duties to retired judges.	No action	
SB 734 - Corporate fiduciary as guardian.	Stricken from House Calendar	1
SB 741 - Subpoena of business records.	Stricken from House Calendar	1
SB 759 - Definition of "restricted mail".	Stricken from House Calendar	
SB 761 - Care of children and juvenile of- fenders codes.	No action	
SB 762 - Appeals from tax board orders.	Stricken from House Calendar	
SB 782 - Penalty for desecrating a cemetery.	No action	
SB 784 - Disposition of wills.	No action	
SB 785 - Limits on expungement records.	No action	
SB 786 - Judgment dockets and general index.	No action	
SB 794 - Fees concerning district court.	Passed both Houses	5-9-84
SB 801 - Peace bond procedures.	Stricken from House Calendar	
SB 802 - Taking runaways into custody.	No action	
SB 803 - Repository of information on missing and unidentified deceased persons.	Passed both Houses	5-9-84
SB 847 - Telephone dialing-announcing devices.	No action	
SB 880 - Competency to stand trial.	Passed both Houses	5-10-84
SB 881 - Governmental ethics and restrictions on compensation	Died on House Calendar	

STATUS OF BILLS - Page 8

RESOLUTIONS

STATUS

SCR 1652 - Juvenile offender information system.

Adopted by both Houses

SCR 1655 - Nonconviction criminal records.

Adopted by both Houses

SCR 1656 - Crime victims' reparations board.

Adopted by both Houses