

1994

SENATE JUDICIARY COMMITTEE

Senator Jerry Moran, Chairperson
Senator Marge Petty, Ranking Minority Member

Other Members:

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Senator Tim Emert, Vice Chairperson
Senator Mike Harris, Vice Chairperson
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Senator Pat Ranson
Senator Bob Vancrum
Senator Bill Brady
Senator Paul Feleciano
Senator Phil Martin
Senator Richard Rock

Staff:

Mike Heim, Legislative Research
Gordon Self, Revisor of Statutes Office
Darlene Thomas, Committee Secretary

COMMITTEE ACTION INDEX

BILL NUMBER	TITLE/SUBJECT	HEARING DATE	DISCUSSION/ACTION
	Sentencing Guidelines/Juvenile Justice Review	10-28-93 10-29-93	
	YCAT Tour/Confirmation Hearing Juvenile Justice System	11-17-93	
	Attorney Fees	11-18-93	
	Juvenile Crime/Violent Juvenile Offender	1-23-94	
	Juvenile Justice Policy Issues	1-13-94	
SB 122	Battery against state youth center personnel		No Action
SB 123	Reports of suspected abuse at state youth centers, procedures		No Action
SB 150	Raising amount of claim allowable in small claims procedure	2-9-93	2-14-94 No Action Same as SB 595/691
SB 213	Late payment fee charged for overdue child support	2-17-93 2-25-93	No Action
SB 234	Unlawful acts relating to enterprise activity		No Action
SB 276	Issuance of warrants under Juvenile Offenders Code		No Action
SB 277	Opportunity for grandparents or relatives to be heard at dispositional hearing under code for care of children		No Action
SB 278	Incompetency proceedings under juvenile offender code; referral for proceedings under code for care of children in certain cases		No Action
SB 279	Juveniles committing certain crimes		No Action
SB 280	Juvenile offenders; commitment to conservation camp or jail; restitution by parents	3-22-93	No Action
SB 281	Unlawful acts relating to enterprise activity	3-11-93	No Action
SB 287	Establishment of alternative dispute resolution services by county, docket fees	2-19-93	No Action
SB 290	Searches of persons under reasonable suspicion of violating conditions of parole or postrelease supervision		No Action
SB 328	Crime to carry concealed firearm in land, water or air vehicle	3-19-93	No Action

BILL NUMBER	TITLE/SUBJECT	HEARING DATE	DISCUSSION/ACTION
SB 341	Release of persons convicted or appealing conviction	2 - 2 5 - 9 3	Comm. requested interim study No action
SB 343	Development of a field service officers training program		No Action
SB 344	Development of a uniform database of offenders information		No Action
SB 345	Cooperation between field service agencies		No Action
SB 346	Payment of cost and other amounts assessed by the court in criminal cases		No Action
SB 347	Criminal use of a financial card, enhanced penalty for repeat offenders		No Action
SB 351	Increase fees for probation and community corrections; other authorized dispositions		No Action
SB 356	Providing civil cause of action against persons who abuse powers and authorities of a durable power of attorney	3 - 2 2 - 9 3	No Action
SB 358	Service of process of orders of garnishment by mail	2 - 2 5 - 9 3 2 - 4 - 9 4	Tabled 2-14-94
SB 363	Attorney fees in actions relating to fire damages caused by railroads	2 - 3 - 9 4	2-14-94 BP
SB 366	Assignments of rent of real property		No Action
SB 367	Enacting the Kansas Trust Deeds Act		No Action
SB 369	Enacting the Kansas fictitious name act	2 - 2 6 - 9 4	No action
SB 370	Forgery to include intent to induce official action		No Action
SB 400	Out-of-home placement of juvenile offenders in SRS custody; findings required	1 - 1 9 - 9 4 2 - 1 0 - 9 4	2-10-94 BPA
SB 445	Parole hearings; authorizing KS parole board to conduct hearings by interactive video		No Action
SB 452	Support of a child; relating to enforcement of support; medical support orders for children; health benefit plans	2 - 8 - 9 4	2-28-94 BP
SB 464	Enforcement of support; income withholding	1 - 1 9 - 9 4 2 - 1 0 - 9 4	2-15-94 BPA

BILL NUMBER	TITLE/SUBJECT	HEARING DATE	DISCUSSION/ACTION
SB 465	Probate code; providing for payment to secretary of SRS under certain circumstances	1 - 19 - 94 2 - 10 - 94	2-28-94 BPA
SB 466	Medical assistance; resource determination	1 - 19 - 94 2 - 10 - 94	No Action
SB 471	Requiring testimony to a committee of the legislature to be taken under oath		No Action
SB 473	Death penalty for certain crimes	2 - 17 - 94 2 - 18 - 94	2 - 24 - 94 Amend into HB 2578
SB 477	Civil Procedure	2 - 4 - 94	2-4-94 BP Consent Calendar
SB 488	Crimes and punishment; relating to criminal hunting		No Action
SB 500	Creating the crime of criminal possession of a firearm by a juvenile	1 - 25 - 94 1 - 26 - 94 1 - 27 - 94	1 - 31 - 94 BPA-Kansas Register
SB 501	Require presence of parent or guardian at juvenile offender proceedings	1 - 26 - 94 1 - 27 - 94	1-27-94 BP
SB 502	Records of certain juvenile offenders to be open for public inspection	1 - 26 - 94 1 - 27 - 94	1 - 27 - 94 BPA-Kansas Register
SB 512	Restitution by and liability of parents and guardians for certain acts of children	1 - 26 - 94 1 - 27 - 94 1 - 31 - 94	No action
SB 513	Prosecuting 16 and 17 year olds as adult for person felonies and misdemeanors	1 - 25 - 94 1 - 26 - 94 1 - 27 - 94 2 - 2 - 94	2-1-94 BPA 2-2-94 BPA
SB 517	Law enforcement officers may issue notice to appear citations to persons violating criminal hunting statute	2 - 11 - 94	2-11-94 BPA
SB 525	Civil commitment of persons who commit sexually violent offenses	2 - 22 - 94 2 - 23 - 94 2 - 24 - 94	2-25-94 BPA
SB 530	Garnishment; orders for child support	2 - 4 - 94	2-28-94 BPA
SB 551	Criminal code conflict reconciliation	2 - 2 - 94	2 - 2 - 94 BP-Consent Calendar
SB 552	Violations of parole, probation or conditional release for persons who committed murder in the first degree and treason prior to July 1, 1993 shall not result in conversion to determine sentence.	2 - 2 - 94	2-2-94 BPA

BILL NUMBER	TITLE/SUBJECT	HEARING DATE	DISCUSSION/ACTION
SB 564	Authorizing recovery of collection costs including attorney fees in consumer credit transactions	1 1 - 1 8 - 9 3	2-14-94 BPA
SB 576	Liability of a facility who provides space for health and environment for public health care activities		No Action
SB 578	Conditional return of child in need of care to custody of parent		No Action
SB 579	Authorizing release of certain information regarding escaped juvenile offenders		No Action
SB 580	Kansas fictitious name act	2 - 4 - 9 4	2 - 1 5 - 9 4 BP-Consent Calendar
SB 581	Articles of organization of limited liability companies, articles of incorporation of corporations and annual reports of domestic cooperative associations	2 - 4 - 9 4	2 - 1 5 - 9 4 BP-Consent Calendar
SB 582	Limited liability partnerships	2 - 4 - 9 4	2-24-94 BPA
SB 583	Paternity establishment		No Action
SB 584	Commitment of only felony juvenile offenders to SRS or state youth center		No Action
SB 588	Repealing authority of district coroner to appoint unqualified deputy coroners		Referred to Public Health & Welfare 2 - 2 1 - 9 4
SB 595	Increasing maximum amount of claim in small claims court	2 - 3 - 9 4	2-14-94 BPA
SB 603	Creating the crime of employment or usage of minors in criminal violations	1 - 2 7 - 9 4 1 - 3 1 - 9 4 2 - 1 - 9 4	2-8-94 BPA
SB 604	Limitations on claims for compensation for victims of crime		No Action
SB 605	Immunity from liability for architects and engineers in certain circumstances		2-24-94 BP
SB 607	Increasing penalties for stalking	2 - 1 6 - 9 4	2 - 1 6 - 9 4 2-28-94 BPA
SB 608	Participation in criminal street gangs	1 - 2 7 - 9 4 1 - 3 1 - 9 4 2 - 1 - 9 4 2 - 3 - 9 4 2 - 8 - 9 4	2 - 1 4 - 9 4 2-21-94 BPA
SB 616	Criminal restitution enforced pursuant to the code of civil procedure		No Action

BILL NUMBER	TITLE/SUBJECT	HEARING DATE	DISCUSSION/ACTION
SB 617	Criminal discharge of a firearm at an unoccupied dwelling to be classified as a person felony	2 - 1 6 - 9 4	2-16-94 BP
SB 618	Creating crimes of failure to register an aircraft, fraudulent registration of an aircraft and fraudulent acts relating to aircraft identification numbers	2 - 1 6 - 9 4	2-16-94 BP
SB 628	Change in penalties relating to arson	2 - 2 4 - 9 4	Amended into SB 670
SB 629	Increase in court docket fees for deposit in law enforcement training center fund	2 - 1 7 - 9 4	2 - 2 1 - 9 4 2-28-94 BPA
SB 643	Requirements for making declaration under natural death act		No Action
SB 646	Presentence investigation reports to be prepared by court services officers		No Action
SB 647	Recognizing domestic partnership agreements		No Action
SB 648	Licensure to carry certain concealed weapons	2 - 2 5 - 9 4	2-28-94-Tabled
SB 649	Allow jail or boot camp as dispositional alternative for certain juvenile offenders		No Action
SB 650	Equity skimming made a violation of the consumer protection act		Referred to Gov't Organization 2-21-94
SB 656	Battery against a youth center employee	2 - 2 1 - 9 4	2-21-94 BPA
SB 657	Notification to local law enforcement agencies and school districts of juvenile offenders being released	2 - 2 1 - 9 4	2-21-94 BPA
SB 660	Criminal provision or permission of a juvenile to possess a firearm	2 - 2 1 - 9 4	No Action
SB 661	Revocation of driving privileges for persons convicted of crimes and persons adjudicated as juvenile offenders	2 - 2 1 - 9 4	2-21-94 BPA
SB 663	Court-appointed special advocates for juvenile offenders	2 - 2 1 - 9 4	2-21-94 BP
SB 665	Modification of separation agreements		No Action
SB 666	Fraudulent representation upon an employment application	2 - 2 2 - 9 4 2 - 2 3 - 9 4	2 - 2 5 - 9 4 Amended into HB 2660 3 - 2 2 - 9 4

BILL NUMBER	TITLE/SUBJECT	HEARING DATE	DISCUSSION/ACTION
SB 667	Prohibition against inmates convicted of sexually violent crimes from participating in work release programs	2-22-94 2-23-94	2-25-94 No Action
SB 670	Crimes and punishment related to arson and aggravated arson		2-24-94 BPA
SB 671	Certain crimes relating to explosives		2-24-94 2-28-94 BPA
SB 674	Life imprisonment sentence for persistent offenders		No Action
SB 675	Book camp for juvenile offenders		No Action
SB 681	Certain property of juvenile offenders subject to forfeiture		No Action
SB 685	Allowable costs in proceedings involving treatment of mentally ill persons		Amended into HB 2884 3-22-94
SB 686	Eviction of tenant upon third conviction of criminal statute or ordinance	2-15-94	No Action Per Committee 2-21-94
SB 691	Small claims procedure, venue	2-14-94	2-28-94 BPA
SB 693	Children in need of care; limits on temporary custody; procedures for termination of parental rights; family input into placement; amounts of adoption assistance payments	3-14-94	Amended into HB 2852 3-21-94
SB 694	Community programs and services for juvenile offenders; allocations to district court; payment for offenders committed to state	3-14-94	No Action
SB 695	Increased sentences for repeat offenders	3-9-94	Amended into HB 2788 3-11-94
SB 696	Eliminating fingerprinting requirement relating to violations of city ordinances		No Action
SB 700	Creating the Kansas youth correctional authority		No Action
SB 701	Mandatory term of imprisonment of 40 years imposed by court for certain offenders	3-10-94	3-22-94 BPA
SB 702	Increasing certain sentences on sentencing grid for nondrug crimes for repeat offenders		No Action
SB 708	Controlled substance analogs	3-16-94	Amended into HB 2858 3-16-94

BILL NUMBER	TITLE/SUBJECT	HEARING DATE	DISCUSSION/ACTION
SB 709	Authorized dispositions and conditions of parole for certain persons convicted of drug offenses		No Action Per Committee 2-21-94
SB 710	Common nuisances; void leases	2 - 15 - 94	No Action Per Committee 2-21-94
SB 730	Creating the Kansas children and youth authority	3 - 15 - 94	No Action
SB 740	Hospital lien on personal injury awards		No Action
SB 741	Evaluations of and notice to guardians and conservators by psychologists	2 - 22 - 94	2-23-94 BP
SB 742	Jurisdiction of certain law enforcement officers to execute a valid search warrant		2-24-94 BPA
SB 743	Allowing county or district attorney to collect administrative handling cost from maker or drawer of bad checks		2-24-94 BP
SB 744	Effects of felony conviction relating to civil rights of convicted felons		No Action
SB 745	Inherently dangerous felonies serving as underlying felony for purposes of felony murder	3 - 10 - 94	Amended into SB 701 3-22-94
SB 751	Liability of settling parties in action brought by KPERS	3 - 7 - 94	3-11-94 BPA
SB 753	Public official or agency who discloses information protected from criminal liability under certain circumstance	2 - 24 - 94	2-24-94 BP
SB 754	Residency requirements of district magistrate judges		Amended into SB 790 2-28-94
SB 755	Limitation of actions brought by or on behalf of Dalkon Shield victims	3 - 7 - 94	3-11-94 BP
SB 758	Award of attorney fees and costs under act for judicial review and civil enforcement of agency actions		No Action
SB 761	Collateral source benefits in certain actions for damages	2 - 17 - 94	3-11-94 BPA
SB 762	Liability of officers and directors of certain financial institution	2 - 23 - 94	2-28-94 BP
SB 763	Restricting mandatory fingerprinting for municipal ordinance violations comparable to misdemeanors to post-conviction cases	2 - 23 - 94	2-23-94 BP Amended into SB 836 3-23-94

BILL NUMBER	TITLE/SUBJECT	HEARING DATE	DISCUSSION/ACTION
SB 764	Open container laws for liquor and cereal malt beverage consolidated	3 - 9 - 9 4	Amended into HB 2579 3 - 1 8 - 9 4
SB 765	Requirements for alcohol and drug education programs attended by certain offenders	3 - 9 - 9 4	3 - 1 5 - 9 4 3-18-94 BNP
SB 774	Revocation of habitual violator's driving privileges by division of motor vehicles	3 - 8 - 9 4	3 - 1 5 - 9 4 Amended into HB 2579 3 - 1 8 - 9 4
SB 787	Limitation of actions, doctrine of adverse domination as applied to financial institutions		No Action
SB 788	County law libraries, annual attorney registration fees	2 - 2 2 - 9 4	2 - 2 5 - 9 4 2 - 2 8 - 9 4 No Action
SB 789	Notice to parents or legal guardian within 12 hours of juvenile being taken into custody or detention		No Action
SB 790	Registration fees of attorneys in certain counties	2 - 2 2 - 9 4	2 - 2 5 - 9 4 2-28-94 BPA
SB 793	Code for care of children amendments		No Action
SB 794	Administration of an expenditures from the juvenile detention facilities fund	2 - 2 4 - 9 4	2-28-94 BPA Kansas Register
SB 795	Business entities, annual reports and franchise fees		Referred to Commerce 2-21-94
SB 796	Hate crimes, penalties, civil remedies, reporting and training		No Action
SB 797	Suspension of professional licenses for contempt in child support proceedings	3 - 1 7 - 9 4	Amend into HB 2583 3 - 2 2 - 9 4
SB 806	Juvenile offender includes person who violates county resolution or municipal ordinance	2 - 2 3 - 9 4	2-23-94 BNP
SB 807	Family violence prevention programs	2 - 2 2 - 9 4	2 - 2 1 - 9 4 2-28-94 BPA
SB 820	Moneys credited to crime victims compensation fund	3 - 1 1 - 9 4	3-11-94 BP
SB 821	Limitations on fees paid to medical care providers by the crime victims compensation board	3 - 1 1 - 9 4	No Action per Committee 3-22-94
SB 825	Twenty-sixth judicial district, mandatory positions	3 - 1 1 - 9 4	No Action
SB 829	Detention of juvenile offenders, transfer from local to state care	3 - 1 6 - 9 4 3 - 2 1 - 9 4	No Action 3 - 2 3 - 9 4

BILL NUMBER	TITLE/SUBJECT	HEARING DATE	DISCUSSION/ACTION
SB 835	Crimes and penalties, sub-classifications	3 - 23 - 94	Amended into HB 2332 3 - 23 - 94
SB 836	Crimes and punishment, sentencing guidelines	3 - 23 - 94	HB 3074 amended into SB 836--Amended SB 836 into HB 2332 3 - 23 - 94
SB 837	Authorizing court-ordered testing for HIV infection under certain circumstances upon arrest		No Action
HB 2098	Civil procedure, service of process	3 - 4 - 93	No Action
HB 2099	Amending the definition of community service work in the tort claims act		No Action
HB 2168	Exempting student aid money from garnishment proceedings	3 - 4 - 93	No Action
SubHB 2222	Assumption of risk for domestic animals participants	3 - 21 - 94	3-22-94 BP
HB 2315	Nonprobate transfers of financial accounts and motor vehicles	3 - 22 - 93	No Action
SubHB 2328	Repealing not guilty by reason of insanity; creating a defense of lack of mental state	4 - 7 - 94	4-7-94 BNP
SubHB 2332	Crime, Punishment and criminal procedure	3 - 19 - 93	Tabled 3-19-93 Removed from Table 3 - 23 - 94 SB 835/836 amended into SubHB 2332 3-23-94 BPA
HB 2423	Kansas standard asset seizure and forfeiture act	4 - 7 - 94	4-7-94 BNP
SubHB 2430	Elective share of surviving spouse	3 - 22 - 94	3-22-94 BP
SubHB 2490	Birth information provided to state agencies related to immunization programs		3-23-94 BPA
HB 2527	Child support enforcement, medical support orders, coverage under health benefit plans		No Action
HB 2578	Death penalty for first degree murder; 40-year parole eligibility if death penalty not imposed	2 - 17 - 94 2 - 18 - 94	SB 473 amended into 2-24-94 BPA 3 - 1 - 94
HB 2579	Driving privileges revoked and restricted for alcohol and drug-related convictions; use of interlock device	3 - 8 - 94	3-18-94 BPA
SubHB 2583	Establishment of paternity; voluntary acknowledgment	3 - 17 - 94	3-22-94 BPA

BILL NUMBER	TITLE/SUBJECT	HEARING DATE	DISCUSSION/ACTION
HB 2599	Driving under the influence of alcohol or drugs	3 - 9 - 9 4	3-15-94 BP Consent Calendar
HB 2612	Consumer protection; relating to prize notification		
HB 2660	Crimes and punishment; parole, probation and supervised release	3 - 2 1 - 9 4	3-22-94 BPA
HB 2661	Crimes, punishment and criminal procedure; habitual sex offender registration act	3 - 2 1 - 9 4	3-22-94 BP
HB 2677	Records of marriage licenses	3 - 1 8 - 9 4	3-18-94 BP Consent Calendar
HB 2678	Copies to prove content of business and public records	3 - 1 5 - 9 4	3-15-94 BP Consent Calendar
HB 2690	Statute of limitations on criminal prosecution of childhood sexual abuse	3 - 2 2 - 9 4	3-22-94 BPA
HB 2697	Service of process, time limits	3 - 1 8 - 9 4	No Action per Committee 3-23-94
HB 2761	Identity of victims of sex offenses	3 - 1 8 - 9 4	No Action
HB 2779	Court cannot issue a contempt citation against a person who reports that a gag order has been issued	3 - 1 8 - 9 4	3-22-94 BP
HB 2788	Person commits three felonies, as listed in bill, person in prison for life	3 - 9 - 9 4	SB 695 amended into 3-11-94 BPA
HB 2832	Inmates filing civil actions; parole board denials	3 - 1 8 - 9 4	3-22-94 BPA 3 - 2 3 - 9 4
HB 2852	Foreign adoption; birth certificates	3 - 1 4 - 9 4	3-21-94 3-22-94 BPA
HB 2858	Increased penalties for manufacturing controlled substances	3 - 1 6 - 9 4	3-16-94 BPA
SubHB 2884	Allowable costs in proceedings involving treatment for mentally ill persons		3-22-94 BPA
HB 2914	Uniform interstate family support act		No Action
HB 2980	Identification of informer, includes crime stopper chapter		No Action
HB 2990	Repealing statute requiring service of process upon the secretary of state	3 - 1 5 - 9 4	3-21-94 BP Consent Calendar
HB 2992	Reduced period of redemption for real estate under foreclosure	3 - 2 2 - 9 4	3-22-94 BPA
HB 2993	Qualified domestic relations orders apply to KPERS pension plans	3 - 1 7 - 9 4	3-17-94 BPA

CONFIRMATIONS

Appointments: State Board of Indigents' Defense Services
Patrick R. Nichols, term expires July 1, 1996 (action by committee 11-17-93)
Rosella E. Watson, term expires July 1, 1996 (action by committee 2-2-94)

ATTENDANCE

SENATE JUDICIARY COMMITTEE

X = present
E = excused
A = absent

1994

MEMBER

MEETING DATES

1/11 1/12 1/13 1/19 1/20 1/21 1/25 1/26 1/27 1/31 2/1 2/2 2/3 2/4 2/8 2/9 2/10

BOND, Dick

BRADY, Bill

EMERT, Tim

FELECIANO, Paul

HARRIS, Mike

MARTIN, Phil

MORAN, Jerry

OLEEN, Lana

PARKINSON, Mark

PETTY, Marge

RANSON, Pat

ROCK, Richard

VANCRUM, Bob

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SENATE JUDICIARY COMMITTEE

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ATTENDANCE

SENATE JUDICIARY COMMITTEE

X = present
E = excused
A = absent

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MEETING DATES

MEMBER

2/28 3/1 3/7 3/8 3/9 3/10 3/11 3/14 3/15 3/16 3/16 #2 3/17 3/18 3/21 3/21 #2 3/22 3/22 #2

BOND, Dick

BRADY, Bill

EMERT, Tim

FELECIANO, Paul

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VANCRUM, Bob

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ATTENDANCE

SENATE JUDICIARY COMMITTEE

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MEETING DATES

MEMBER

3/22
#3 3/23 3/23
#2 4/1

BOND, Dick

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BRADY, Bill

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EMERT, Tim

FELECIANO, Paul

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HARRIS, Mike

MARTIN, Phil

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MORAN, Jerry

OLEEN, Lana

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PETTY, Marge

RANSON, Pat

ROCK, Richard

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VANCRUM, Bob