## SENATE JUDICIARY COMMITTEE

## 2009 Members

Members:

Senator Terry Bruce

Senator Les Donovan

Senator Laura Kelly

Senator Julia Lynn

Senator Mary Pilcher-Cook

Senator Jean Schodorf

Senator Dwayne Umbarger

Senator John Vratil

Staff:

Athena Andaya, Kansas Legislative Research Department Jerry Donaldson, Kansas Legislative Research Department Jason Thompson, Office of the Revisor of Statutes Helen Pedigo, Office of the Revisor of Statutes Karen A. Clowers, Committee Assistant

2009 Senate Judiciary Committee Member Attendance Record

Meeting Date	1/13	1/14	1/15	1/16	1/20	1/21	1/22	1/23	1/26	1/27	1/28	1/29	2/2	2/3	2/4	2/5	2/6	2/9	2/10	2/11	2/12	2/13	2/16	2/17
Bruce	X	Е	X	Е	Е	X	X	X	X	X	X	X	X	X	X	X	Е	X	X	X	X	X	X	X
Donovan	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Е	Е	X	X
Haley	X	X	X	Е	Е	X	X	X	Е	X	X	X	X	X	X	X	X	X	X	Ε.	X	X	X	X
Kelly	X	X	X	X	X	X	X	X	X	Е	X	X	X	X	X	X	Е	X	X	X	X	X	X	X
Lynn	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Е	X	X
Owens	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Е	X
Pilcher-Cook	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
Schmidt	X	X	X	X	X	X	Е	X	X	Е	X	Е	X	X	X	Е	X	X	X	X	X	X	X	X
Schodorf	X	X	X	X	X	X	X	X	Е	X	X	Е	Е	X	X	X	X	Е	X	X	X	X	Е	X
Umbarger	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Е	X	X	X	X	X
Vratil	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
* Temporary Member																								
X-Present																								
E - Excused																								
A - Absent																								

2006 Senate Judiciary Committee Member Attendance Record

Meeting Date	2/18	2/24	2/25	2/26	2/27	3/2	3/3	3/4	3/5	3/9	3/10	3/11	3/12	3/13	3/16	3/17	3/18	3/19	3/20	Number Excused	Number Absent
Bruce	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	4	0
Donovan	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	2	0
Haley	X	Е	X	X	X	Е	X	X	X	X	X	X	X	Е	Е	X	X	X	Е	9	0
Kelly	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	2	0
Lynn	X	X	Е	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	2	0
Owens	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	1	0
Pilcher-Cook	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	Е	X	X	1	0
Schmidt	X	X	X	X	X	X	X	X	X	Е	X	X	Е	X	X	X	X	X	X	6	0
Schodorf	X	X	X	X	X	Е	X	X	X	Е	X	X	X	X	X	X	X	X	X	6	0
Umbarger	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	1	0
Vratil	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0	0
* Temporary Member																					
X-Present																					
E - Excused																					
A - Absent																					

## <u>2009</u>

## SENATE JUDICIARY COMMITTEE COMMITTEE ACTION INDEX

5/5/2009

			3/3/2009
BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
Sub SB 6	Professional fund raisers; required disclosures	Hrg 1/15/09	BP 2/2/09
SB 14	Interstate compact for juveniles; compact administrator; Kansas council for interstate juvenile supervision	Hrg 1/15/09	BPA 1/16/09
SB 15	Court ordered custody to commissioner of juvenile justice	Hrg 1/29/09 cont 2/10	Referred to Interim Study
SB 17	Videotaping felony interrogations	Hrg 1/22/09	Tabled 2/17/09
SB 18	The crime of deprivation of rights under color of law	Hrg 1/21/09	
SB 19	Concealed weapons; U.S. attorneys, county and district attorneys and assistants	Hrg 1/15/09	BPA 1/16/09
SB 26	Additional months added to sentences for certain drug felonies involving firearms.	Hrg 1/20/09	BPA 2/2/09
SB 27	Presumption of paternity; genetic testing	Hrg 1/21/09	Referred to Judicial Council
Sub SB 28	Transportation of controlled substances; same penalty as open container of liquor	Hrg 1/20/09	BP 2/12/09
SB 32	Evidence in civil actions; expression of apology by health care providers.	Hrg 1/28/09	Refered to Judicial Council
SB 34	Continuation of certain exceptions to disclosure under the open records act	Hrg 1/22/09	BP 1/26/09
SB 44	Kansas false claims act	Hrg 1/23/09	BP 1/26/09
SB 45	Kansas power of attorney act amendments	Hrg 1/22/09	BPA 1/26/09
SB 61	Prison-made goods act; additional authorization to contract for certain work projects	Hrg 1/26/09	BP 2/9/09
SB 66	Change of venue in care and treatment cases; transmittal of documents	Hrg 1/28/09	BP 2/9/09
SB 67	Creating the crime of endangering a dependent adult; amending mistreatment of a dependent adult	Hrg 1/27/09	Tabled 2/9/09
SB 68	Docket fees; prosecuting attorneys' training fund	Hrg 1/27/09	BP 2/6/09
SB 69	Crime stoppers advisory council; Kansas crime stopper trust fund	Hrg 1/28/09	BP 2/18/09
SB 70	Trusts; unitrust conversion; uniform principal and income act	Hrg 1/27/09	BP 2/9/09

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 85	Secretary of state; return of filings	Hrg 2/3/09	BPA 2/4/09
SB 86	Secretary of state; letters of good standing	Hrg 2/3/09	BA 2/4/09
SB 87	Agencies; disclosure of certain records; administrative procedure; judicial review	Hrg 2/4/09	BPA 2/16/09
SB 88	Children; permanency and priority of orders	Hrg. 1/29/09 Cont. 2/16/09	Refered to Interim study
SB 92	Child in need of care; jurisdiction of CINC proceedings	Hrg. 3/5/09	BPA 3/17/09
SB 94	Child in need of care; placement of child in custody	Hrg. 3/5/09	BPA 3/17/09
SB 95	Trafficking in contraband in a correctional institution or treatment care facility	Hrg 2/4/09	BPA 2/10/09
SB 110	Competency proceedings for criminal defendants; examination of the defendant		
SB 112	Kansas act against discrimination amendments regarding disability	Hrg 2/4/09	Tabled 2/9 /09
SB 132	Enacting business entity transaction act	Hrg 2/3/09	BPA 2/4/09
SB 134	Court fees and costs; authorizing supreme court to establish additional charges for court procedures	Hrg 2/5/09	BPA 2/6/09
SB 135	Kansas open meetings act; interactive communications constituting open meetings	Hrg 2/6/09	BP & CC 2/11/09
SB 148	Kansas silver alert plan	Hrg. 2/12/09	BPA 2/17/09
SB 154	Civil procedure, habeas corpus, infectious disease	Hrg. 2/12/09	BP 2/17/09
SB 155	Center for health and environmental statistics employees; fingerprinting, criminal history record checks	Hrg. 2/12/09	Tabled 2/17/09
SB 156	Close corporations; increasing the limit on the number of stockholders in a close corporation	Hrg. 2/10/09	BP & CC 2/10/090
SB 157	Driver improvement clinics, fees, disposition thereof; correctional services special revenue fund	Hrg. 2/10/09	Contents amended into SB 278
SB 158	Allowing offenders in violation of a traffic citation to be issued a restricted driver's license	Hrg. 2/10/09	BPA 2/13/09
SB 159	Enforcement of tobacco settlement	Hrg. 2/11/09	BP 2/13/09
SB 188	Wage garnishment; providing definition of "immediate family"; explaining required affidavit in the event of sickness preventing work		

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 208	Abolishing the death penalty.	Hrg. 2/26/09 Cont. 2/27/09	BPA 3/5/09 referred back 3/16 referred to Judicial Council
SB 211	Providing journalists with privilege concerning the disclosure of certain information.	Hrg. 2/13/09	Referred to Judicial council
SB 216	Revision of Kansas cigarette and tobacco products act		
SB 232	Civil liability for worthless checks, definition of giving a worthless check.		
SB 233	Adoption, relinquishment and consent.		
SB 234	Civil procedure; garnishment.		
SB 235	Uniform adult guardianship and protective proceedings jurisdiction act		Referred to Judicial Council
SB 236	Interest on Judgments		
SB 237	Scrap metal, regulations concerning selling and buying.	Hrg. 2/11/09	BPA 2/18/09
SB 238	Cockfighting, unlawful acts, asset forfeiture	Hrg. 2/16/09	BPA 2/18/09
SB 269	Conduct and offenses giving rise to forfeiture; adding prostitution and related offenses	Hrg. 3/2/09	BP 3/17/09
SB 270	Individual district options to consolidate community corrections and court services.	Hrg. 3/2/09	Referred to Judicial Council
SB 272	Incompetent to stand trial; commitment, release procedures	Hrg. 3/2/09 Hrg. 3/3/09	Referred to Judicial Council
SB 277	Funding the recodification commission from judicial council funds; judicial performance commission not required to evaluate retired senior judges.	Hrg. 3/2/09	BPA 3/3/09 Contents inserted into HB 2164
Sub SB 278	Creating the Kansas highway safety commission; penalties for driving under the influence; district magistrate judge jurisdiction for DUI cases	Hrg 2/24/09 2/25/09	BPA 3/3/09 Contents inserted into HB 2096
SB 279	Mandatory minimum sentence for involuntary manslaughter while driving under the influence of alcohol drugs.	Hrg. 3/12/09	Tabled for referral to the DUI Commission
SB 280	Suspension and restriction of driving privileges for test refusal, test failure or alcohol or drug-related conviction for persons under 21	Hrg. 3/12/09	
SB 281	Sentencing for severity level 4 drug crimes; probation or assignment to community correctional services up to 18 months.	Hrg. 3/12/09	Contents added to Senate Sub for HB 2097 3/18/09

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
SB 282	Court of appeals; delay 14 <sup>th</sup> judge position to January, 2011.	Hrg. 3/13/09	Contents added to HB 2164 3/18/09
SB 283	Criminal procedure; community corrections, high risk or needs offenders determined by the risk assessment tool, LSI-R; delay use until January 1, 2011	Hrg. 3/4/09	Contents added to Senate Sub for HB 2097 3/18/09
SB 289	Increasing penalty for leaving the scene of a vehicle accident which results in death to match penalty for involuntary manslaughter while driving under the influence		Referred to the DUI Commission
SB 292	Civil procedure, liens; requiring notice of commencement and notice of furnishings to be filed prior to filing certain commercial property liens.	Hrg. 3/12/09 Cont. 3/13/09	
	RESOLUTIONS		
SCR 1605	State constitutional amendment; deleting mental illness disqualification from voting.	Hrg. 3/20/09	
SCR 1609	Urging the Congress and the President to refrain from exercising powers beyond those constitutionally delegated.	Hrg. 3/20/09	
SCR 1611	Constitutional amendment concerning individual right to bear arms.	Hrg. 3/20/09	BP 3/20/09
SCR 1612	Constitutional amendment to have supreme court justices appointments subject to consent of the senate.	Hrg. 3/20/09	
SCR 1613	Constitutional amendment concerning appropriation of money by the legislative branch.	Hrg. 3/20/09	
	House Bills		
HB 2039	Identification of defendant by unique DNA profile sufficient for reasonable certainty	Hrg. 3/9/09	BPA 3/18/09
HB 2059	Proceeds derived from violation of the uniform controlled substances act or any substantially similar offense from another jurisdiction.	Hrg. 3/9/09	BPA 3/16/09
НВ 2060	Violation of battery against a law enforcement officer causing bodily harm, sentence is presumed imprisonment.	Hrg. 3/9/09	inserted SB 26 inserted SB 238 as passed by Senate BPA 3/11/09
HB 2084	Cities; annexation; strip annexations restricted.		

BILL NUMBER	SUBJECT	DATE OF HEARING/ DISCUSSION	DATE OF FINAL ACTION BY FULL COMMITTEE
HB 2096	Electronic solicitation, child 14 to 16 years of age	Hrg. 3/11/09 contents added to HB 2098	Struck contents added SB 278 (included SB 157)
НВ 2097	Criminal jury trials, alternate or additional juror selection.	Hrg. 3/10/09	Added to HB 2233 HB 2097 gutted Added contents of SB 283 & SB 281 BPA 3/18/09
HB 2098	Kansas rape shield law, adding aggravated trafficking and electronic solicitation.	Hrg. 3/11/09	Added HB 2096 BPA 3/11/09
НВ 2099	Withdrawal of guilty plea, time limitation.	Hrg. 3/10/09	Added to HB 2233 deleted contents inserted SB 17 BNP 3/19/09 referred to Fed & State
HB 2111	Removing sunset provision from Kansas commission on judicial performance statutes; retaining increase in docket fees to fund commission.	Hrg. 3/13/09	BPA 3/16/09
HB 2164	Judges and justices, mandatory retirement at 75, may elect to serve til end of current term.	Hrg. 3/13/09	BPA 3/17/09 included SB 277 and SB 282
HB 2165	Establishing recklessness as a standard in unlawfully hosting minors in a person's residence.	Hrg. 3/16/09	BP 3/19/09
HB 2201	Conditions on licensee if delinquent in child support.	Hrg. 3/16/09	BP 3/19/09
HB2207	Criminal procedure, costs associated with supervision of the conditions of release of the	Hrg. 3/11/09	BP 3/11/09
HB 2232	Authorizing increased membership for corrections advisory boards.	Hrg. 3/11/09	BP 3/11/09
HB 2233	Criminal procedure, tolling speedy trial time during appeal by the prosecution.	Hrg. 3/11/09	added HB 2097 added HB 2099 BPA 3/11/09
HB 2236	Recodification of certain drug crimes.	Hrg. 3/13/09	BP 3/17/09
HB 2250	Rules of evidence; admissibility of prior acts or offenses of sexual misconduct.	Hrg. 3/9/09 Cont. 3/10/09	BPA 3/19/09