

MINUTES OF THE SENATE JUDICIARY COMMITTEE.

The meeting was called to order by Chairperson Emert at 10:15 a.m. on February 24, 2000 in Room 123-S of the Capitol.

All members were present except: Senator Oleen (excused)  
Senator Bond (excused)  
Senator Petty (excused)  
Senator Feleciano (excused)

Committee staff present:

Gordon Self, Revisor  
Mike Heim, Research  
Jerry Donaldson, Research  
Mary Blair, Secretary

Conferees appearing before the committee:  
None

Others attending: see attached list

The minutes of the February 23<sup>rd</sup> meeting were approved on a motion by Senator Goodwin, seconded by Senator Donovan. Carried.

**SB 530—concerning child support enforcement; establishing Kansas Payment Center; income withholding**

Senator Harrington, speaking on behalf of Senator Oleen, reviewed the balloon amendments to **SB 530**. Senator Vratil discussed the balloon stating that a portion of it was too restrictive and suggested striking the first line of the balloon language on page 2 at line 17 where it states “prior to entry of any support order and” so that the balloon only reads.. “upon notice to any person having an interest in the support order.....” Discussion and clarification by an SRS representative followed. Senator Harrington moved to amend the balloon as suggested by Senator Vratil and to adopt the balloon as amended, Senator Vratil seconded. Carried. Senator Harrington moved to recommend the bill out favorably as amended, Senator Goodwin seconded. Carried. (attachment 1)

**SB 341—concerning criminal administrative procedure; relating to driving under the influence of alcohol and drugs**

**SB 333—concerning motor vehicles; relating to the operation thereof while under the influence of alcohol or drugs**

**SB 195—concerning crimes, criminal procedure and punishment; relating to aggravated battery**

A representative from the attorney general’s office briefly reviewed the substance of **SBs 341, 333, and 195**. (attachment 2) Following lengthy discussion the Chair stated he would recommend these bills be blessed and would assign them to a subcommittee.

**SB 595—concerning crimes, criminal procedure and punishment; relating to stalking**

Senator Vratil reviewed his subcommittee’s hearing on **SB 595**, a bill which amends the criminal stalking statute to include stalking by electronic means to deal with cyberstalking. He noted subcommittee action taken on the bill was that it be passed favorably in lieu of Section 1 of 2000 SB 384 which creates the crime of electronic harassment. (see 2-21 minutes attachment 1) Following discussion, Senator Vratil moved to pass the bill out unamended and favorably, Senator Goodwin seconded. Carried.

**SB 629—concerning business entities; relating to annual reports; annual franchise tax**

Senator Vratil reviewed his subcommittee's hearing on **SB 629**, a bill which eliminates requirement that reconciliation of capital accounts of certain organizations be included on an annual report and requires the secretary of state to not disclose the amount of franchise tax paid by a business entity. It was the subcommittee's recommendation that the bill be amended to include limited partnerships in the provisions of the bill and delay the effective date until January 1, 2001. Following discussion, Senator Vratil moved to amend the bill as recommended by the subcommittee and pass the bill out favorably as amended, Senator Donovan seconded. Carried.

**SB 386—concerning crime and punishment; regarding inquisitions; subpoenas**

The Chair briefly reviewed **SB 386**, a bill which amends the Kansas statute authorizing inquisition subpoenas to reflect the impact of computers and which was passed out of Committee on 2-21. He noted that language in the bill was amended to read "any crime involving a computer" rather than "computer crimes". He expressed concern that this definition was too broad and offered a list of crimes compiled by Kyle Smith, KBI, to be included in the statute. (attachment 3) Discussion followed. No action was taken.

The meeting adjourned at 10:56 a.m. The next scheduled meeting is February 29, 2000.