

MINUTES OF THE HOUSE CORRECTIONS AND JUVENILE JUSTICE COMMITTEE

The meeting was called to order by Chairman Pat Colloton at 1:30 p.m. on March 14, 2011 in Room 144-S of the Capitol.

All members were present

Committee staff present:

Sean Ostrow, Office of the Revisor of Statutes  
Jason Thompson, Office of the Revisor of Statutes  
Lauren Douglass, Legislative Research  
Robert Allison-Gallimore, Legislative Research  
Jackie Lunn, Committee Assistant

Conferees appearing before the Committee:

Detective M.T. Brown, Lawrence Police Department

Others attending:

See attached.

Chairperson Colloton called the meeting to order and opened the floor for consideration of **HB 2322- Amendments to the Kansas offender registration act.**

**Representative Moxley made a motion to pass HB 2322 out favorably for passage. Representative Wolf seconded.**

Chairperson Colloton called the Committee's attention to the balloon prepared by Jason Thompson, Office of the Revisor of Statutes, with all the previous changes discussed by the committee in earlier meetings. (Attachment 1) and the amendment containing the new language regarding 3 tiers of offenders. (Attachment 2)

**Representative Moxley made a motion to move to a 3 tier system on the bill. Representative Wolf seconded.**

A short question and answer session followed.

**Chairperson Colloton called for a vote on the motion on the floor to change to a tier 3 in HB 2322. Motion carried.**

A discussion followed on the bill with Jason Thompson, Office of the Revisor of Statutes, explaining the latest balloon on the bill.

**Representative Smith made a substitute motion to keep failure to report regarding the drug and violent offenders consistent by making them a level 6, level 5, and a level 3. Representative Wolf seconded.**

A discussion followed.

**Representative Smith made a motion to pass HB 2322 out favorably as amended. Representative Cassidy seconded. Motion carried.**

Chairperson Colloton opened the hearing on **HB 2217-Concerning authorized interception of wire, oral or electronic communications; issuance of order,** and called on Detective M.T. Brown of the Lawrence Police Department to give his testimony as a proponent of the bill.

Detective Brown presented written copy of his testimony. (Attachment 3) He stated the bill would allow thorough and accurate investigations of crimes that occur within the state of Kansas without violating any citizen's protection from unreasonable searches.

With no others to testify or speak to the bill, Chairperson Colloton closed the hearing on **HB 2217** and opened the floor for a question and answer session on the bill.

Chairperson Colloton turned the Committee's attention to **SB 176- Concerning criminal procedure; relating and bond; relating to house arrest; relating to employment of county and municipal prisoners, and opened the floor for consideration.**

**Representative Wolf made a motion to pass SB 176 out favorably. Representative Roth seconded.**

A discussion followed.

**Representative Moxley substituted a motion to amend the body of SB 37-Concerning criminal procedure; relating to conditions of release and bond; relating to house arrest; relating to employment of county and municipal prisoners, into SB 176. Representative Kelly seconded.**

Chairperson Colloton called on Sean Ostrow, Office of the Revisor of Statutes, to explain **SB 37**.

He also explained an amendment he had prepared for Representative Smith. (Attachment 4)

**Representative Smith made a motion to adopt his amendment. Representative Goodman seconded.**

A discussion followed on the amendment.

**Chairperson Colloton called for a vote on the floor on the Smith Amendment. Motion failed.**

The discussion continued on the bill as amended regarding **SB 176-Concerning criminal procedure; relating to conditions of release and bond; relating to house arrest; relating to employment of county and municipal prisoners.**

**Chairperson Colloton called for a vote on the floor to put SB 37 as amended, into SB 176. Motion carried.**

Chairperson Colloton called on Sean Ostrow, Office of the Revisor of Statutes, to explain **HB 2319-Authorizing house arrest for certain misdemeanors and nongrid felonies and updating definitions,** along with the changes from the previous version of the bill.

A discussion followed.

**Representative Wolf made a motion to move HB 2319 out favorably as amended for passage. Representative Smith seconded.**

A discussion followed regarding prison bed impact. Chairperson Colloton called on Sarah Fertig, Executive Director, Kansas Sentencing Commission, to join the discussion verifying the bed impact.

**Representative Kinzer made a motion to pass SB 176 out favorable as amended. Representative Wolf seconded. Motion carried.**

Chairperson Colloton reminded the Committee about the play at the Topeka Correctional Facility which will be tonight. She adjourned the meeting at 3:00 p.m. with the next scheduled meeting for tomorrow, March 15, 2011 in room 144 S.