

MINUTES OF THE HOUSE JUDICIARY COMMITTEE.

The meeting was called to order by Chairman Michael R. O'Neal at 3:30 p.m. on March 24, 2003 in Room 313-S of the Capitol.

All members were present except:

Representative Doug Patterson - Excused

Representative Dan Williams - Excused

Committee staff present:

Jerry Ann Donaldson, Legislative Research Department

Jill Wolters, Revisor of Statutes

Cindy O'Neal, Committee Secretary

SB 19 - mandatory retirement age of 75 for judges and justices

Representative Owen made the motion to report SB 19 favorably for passage. Representative Jack seconded the motion. The motion failed.

HB 2418 - delay of phased in increase of court of appeals to 14 justices

Representative Loyd made the motion to amend the bill allowing technical changes so the dates would be reflective of the delayed phase in. Representative Klein seconded the motion. The motion carried.

Representative Loyd made the motion to report HB 2418 favorably for passage, as amended. Representative Goering seconded the motion. The motion carried.

SB 70 - repeal of pass through assistance to families

Representative Loyd made the motion to report SB 70 favorably for passage. Representative Yoder seconded the motion. The motion carried.

SB 36 - membership and duties of the judicial council

The Kansas Judicial Council provided a proposed amendment which would increase the docket fee by \$1.00 in the following chapter 60 cases: domestic, criminal, traffic, and fish & game. It would raise \$250 thousand and along with book sales would allow the Judicial Council to operate without any State General Fund monies. (Attachment 1)

Many members were concerned that the Judiciary would be pricing out those who need to use the judicial system by continuing to raise docket fees and believed that the Judiciary should be funded through the State General Fund.

Representative Loyd made the motion to include the amendment proposed by the Kansas Judicial Council. Representative Davis seconded the motion. The motion carried.

CONTINUATION SHEET

MINUTES OF THE HOUSE JUDICIARY COMMITTEE at 3:30 p.m. on March 24, 2003 in Room 313-S of the Capitol.

Representative Goering made the motion to place a two year sunset on the increased docket fee. Representative Owens seconded the motion. The motion carried 8-6.

Representative Jack made the motion to amend on page 3, line 37 to read “ and for operating expenses that are not related to publication expenses.” Representative Long seconded the motion. The motion carried.

Representative Klein made the motion to include the House Judiciary Committee ranking minority member. Representative Long seconded the motion. The motion carried.

Representative Davis made the motion to include the House Corrections & Juvenile Justice ranking minority member. Representative Crow seconded the motion.

Randy Hearrell informed the committee that the bill, as proposed, would have a fiscal note costing \$300 - \$400 dollars per person, per meeting. He again reminded the committee that the Senate wants the same number of representation on the Council. The motion carried.

Representative Loyd made the motion to strike all the House & Senate amendments adding persons to the Kansas Judicial Council. Representative Newton seconded the motion. The motion failed.

Representative Davis made the motion to report **SB 36** favorably for passage, as amended. Representative Crow seconded the motion. The motion carried.

The committee meeting adjourned at 5:00 p.m. The next meeting was scheduled for March 25, 2003 at 3:30 p.m. in room 313-S.