

MINUTES OF THE SENATE JUDICIARY COMMITTEE

The meeting was called to order by Chairman John Vratil at 9:36 A.M. on March 8, 2006, in Room 123-S of the Capitol.

All members were present,

Barbara Allen arrived, 9:38 a.m.  
Terry Bruce arrived, 9:38 a.m.  
Donald Betts arrived, 9:40 a.m.  
Phil Journey arrived, 9:40 a.m.  
David Haley arrived, 9:47 a.m.  
Derek Schmidt arrived, 10:07 a.m.

Committee staff present:

Mike Heim, Kansas Legislative Research Department  
Helen Pedigo, Office of Revisor of Statutes  
Karen Clowers, Committee Secretary

Conferees appearing before the committee:

Jamie Corkhill, Policy Attorney, Child Enforcement, Social and Rehabilitation Services  
Paul Johnson, Kansas Catholic Conference  
Cindy D'Ercole, Kansas Action for Children  
Frank Henderson, Executive Director, Crime Victims Compensation Board  
Carol Lutjohann  
Sandy Barnett, Kansas Coalition Against Sexual and Domestic Violence  
Representative Becky Hutchins  
Karen C. Whittman, Senior District Attorney, Shawnee County  
Clayton Gurwell, Sr.  
Fred Lucky, Kansas Hospital Association  
Sandy Horton, Sheriff, Crawford County  
Greg Madsen, Administrator, St. John Hospital, Leavenworth  
Roger Werholtz, Kansas Department of Corrections  
Bill Sneed, University of Kansas Hospital Authority  
Dan Morin, Director of Government Affairs, Kansas Medical Society

Others attending:

See attached list.

The hearing on **Sub HB 2706--Contempt of court; child support arrearage, driver's license suspension** was opened.

Jamie Corkhill appeared in support and provided background on the bill and the Child Support Enforcement Program (Attachment 1).

Paul Johnson spoke in support indicating that enactment of this bill will provide an additional tool to collect child support (Attachment 2).

Cindy D'Ercole appeared as a proponent re-enforcing previous testimony (Attachment 3).

There being no further conferees, the hearing on **HB 2706** was closed.

The hearing on **HB 2761--Crime victims compensation; reasons compensation reduced or denied** was opened.

Frank Henderson appeared in support and briefed the committee on the bill (Attachment 4). Mr. Henderson requested an amendment to recognize the extraordinary dynamics involved in cases of sexual assault and domestic violence. The Chairman requested Mr. Henderson provide a balloon amendment in order for the committee to consider it.

CONTINUATION SHEET

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Carol Lettjohann appeared in support requesting expansion of the bill to include survivors of suicide and to provide for assistance in funeral expenses and mental health services (Attachment 5). The Chairman requested Ms. Lettjohann provide a balloon amendment in order for the committee to consider it.

Sandy Barnett appeared in opposition stating her opinion that Section 1 (c) (3) is overly broad as applied to victims of sexual assault and domestic violence (Attachment 6).

There being no further conferees, the hearing on **HB 2761** was closed.

The hearing on **HB2748--Traffic violation; failing to report an accident** was opened.

Representative Hutchins appeared in support and briefed the committee on the bill (Attachment 7).

Karen Whittman spoke in support and provided data relating to current penalties regarding failure to report accidents (Attachment 8).

Clayton Gurwell appeared as a proponent relating their personal story regarding a hit and run accident (Attachment 9). Mr. Gurwell requested stronger penalties for an offenders failure to report an accident when serious injury or death has occurred.

There being no further conferees, the hearing on **HB 2748** was closed.

The hearing on **HB 2893--Criminal offenders in custody, health care costs** was opened.

Fred Lucky appeared in support providing background on the bill (Attachment 10).

Sandy Horton spoke as a proponent detailing the financial burden placed on counties for the health care of inmates (Attachment 11). He indicated that by limiting payments to those equivalent to Medicaid, would make costs equitable throughout the state.

Greg Madsen spoke in support and relayed concern about the Department of Corrections and the Juvenile Justice Authority intent to use this bill to secure reductions for health care for inmates (Attachment 12).

Roger Werholtz appeared in support of the use of Medicaid rates in establishing the medical costs charged for inmates (Attachment 13). Secretary Werholtz requested that the bill be extended to cover inmates in the custody of the Department of Corrections and the Juvenile Authority and provided a balloon amendment covering the requested changes.

Bill Sneed appeared stating that the University of Kansas Hospital Authority has a written binding contract with the Department of Corrections (No written testimony). Mr. Sneed indicated that he was unaware of any contact with the Department of Corrections regarding billing costs.

A written response to Mr. Sneed's testimony by Secretary Werholtz was distributed to the committee the next day. (Attachment 14).

Dan Marin appeared as a proponent indicating support of the bill as passed by the House (No testimony).

Written testimony in support of **HB 2893** was submitted by:

Kevin A. Graham, Assistant Attorney General, Director of Legislative Affairs (Attachment 15)

Elizabeth Gillespie, Director, Shawnee County Department of Corrections (Attachment 16)

Randall Allen, Executive Director, Kansas Association of Counties (Attachment 17)

Thomas R. Williams, Sheriff, Allen County (Attachment 18)

Jerry Slaughter, Executive Director, Kansas Medical Society (Attachment 19)

There being no further conferees, the hearing on **HB 2893** was closed.

The meeting was adjourned at 10:33 a.m. The next scheduled meeting is March 9, 2006.