

MINUTES OF THE HOUSE JUDICIARY COMMITTEE

The meeting was called to order by Chairman Mike O'Neal at 3:30 P.M. on January 16, 2007 in Room 313-S of the Capitol.

All members were present.

Committee staff present:

Jerry Ann Donaldson, Kansas Legislative Research
Athena Andaya, Kansas Legislative Research
Jill Wolters, Office of Revisor of Statutes
Duston Slinkard, Office of Revisor of Statutes
Cindy O'Neal, Committee Assistant

Conferees appearing before the committee:

Representative Nile Dillmore
Hal Hudson, Kansas Pest Control
Pat Lehman, Kansas Recreation & Parks Association
Michelle Clayton, National Conference of Commissioners on Uniform State Law
Dean Gail Agrawal, University of Kansas Law School and Chair of the federal Advisory Committee on Organ Transplantation
Ron Hein, Midwest Transplant Network and the National Kidney Foundation

Representative Nile Dillmore appeared before the committee with a bill request which would repeal sex offender residency restrictions. Representative Ward made the motion to have the request introduced as a committee bill. Representative Owens seconded the motion. The motion carried.

Hal Hudson, Kansas Pest Control, requested a bill that would require anyone providing inspections for termites to have a license to do so. Representative Kinzer made the motion to have the request introduced as a committee bill. Representative Wolf seconded the motion. The motion carried.

Pat Lehman, Kansas Recreation & Parks Association, requested a bill regarding criminal trespass by sex offenders. Representative Kinzer made the motion to have the request introduced as a committee bill. Representative Wolf seconded the motion. The motion carried.

The hearing on **HB 2010 - uniform anatomical gift act** (UAGA), was opened.

Jerry Donaldson, Kansas Legislative Research Department, provided the committee with an overview of the topic from the 2007 Special Committee on Judiciary.

Michelle Clayton, National Conference of Commissioners on Uniform State Law, informed members that the UAGA encourages donor registries and provides standards for its operation but that currently ½ the states do not have an organ donor registry. The act also gives priority to the transplant of organs over research or education. Ms. Clayton proceeded to explain some of the key provisions of the UAGA:

- Insures that individual choice regarding organ donation will be respected by barring persons from amending or revoking the anatomical gift.
- Allows for an individual to refuse to make an anatomical gift.
- Facilitates cooperation between the coroners and medical examiners.
- It permits emancipated minors and minors eligible to apply for drivers licenses to make an anatomical gift. If an unemancipated minor dies before the age of 18, the parent or guardian would be permitted to revoke the gift.
- Expands who are permitted to make an anatomical gift on behalf of others.
- It expands methods for making an anatomical gift, i.e., donor registries, state identification cards, donor cards and drivers license and also allows for oral gifts.

Dean Gail Agrawal, University of Kansas Law School and Chair of the federal Advisory Committee on Organ Transplantation, addressed concerns that were voiced during the interim committee. (Attachment 2)

CONTINUATION SHEET

MINUTES OF THE House Judiciary Committee at 3:30 P.M. on January 16, 2007 in Room 313-S of the Capitol.

Ron Hein, Midwest Transplant Network and the National Kidney Foundation, relayed the story of his kidney transplant 10 years ago and the need for another one within the next few years. There are approximately 1,000 Kansans waiting for an organ to be donated. Nationwide there are over 83,000 people awaiting transplants. On an average, 17 people per day and 6,205 people per year die due to a lack of available organs.

The hearing on **HB 2010** was closed.

The committee meeting adjourned at 5:45 p.m. The next meeting was scheduled for January 17, 2007 at 3:30 p.m. in room 313-S.