

Approved January 11, 2001

Date

MINUTES OF THE SENATE JUDICIARY COMMITTEE.

The meeting was called to order by Acting Chairperson Ed Pugh at 9:42 a.m. on January 10, 2001 in Room 123-S of the Capitol.

All members were present except: Senator Umbarger (excused)
Senator Vratil (excused)

Committee staff present:

Gordon Self, Revisor
Mary Blair, Secretary

Conferees appearing before the committee:

Tim Madden, Department of Corrections (DOC)
Kyle Smith, Kansas Bureau of Investigation (KBI)
Kathy Porter, Office of Judicial Administration (OJA)

Others attending: see attached list

The minutes of January 9, 2001 were approved on a motion by Senator Adkins, seconded by Senator Schmidt. Carried.

Conferee Madden requested introduction of a bill which would make procedural changes in current legislation relating to the admission of offenders in the DOC's custody. (attachment 1) Following his summary and discussion by Committee, Senator Goodwin moved to introduce the bill, Senator Oleen seconded. Carried. Conferee Madden further requested introduction of an amendment clarifying current law relating to asset seizure and forfeiture in correctional facilities. (attachment 2) Following his summary and discussion by Committee, Senator Oleen moved to introduce the bill, Senator Donovan seconded. Carried.

Conferee Smith requested introduction of a bill which would update statutes dealing with DNA evidence by: providing for the use of post conviction DNA testing; setting the limitation for sexual assaults at one year after a DNA "hit" is made; and adding burglary to the convictions that require DNA sampling. (attachment 3) Following his summary and discussion by Committee, Senator Adkins moved to introduce the bill, Senator Schmidt seconded. Carried. Conferee Smith further requested introduction of a bill which would "enhance" the offender registration database currently maintained by the KBI. (attachment 4) Following his summary and discussion by Committee, Senator Adkins moved to introduce the bill, Senator Oleen seconded. Carried.

Conferee Porter requested introduction of four bills relating to the following topics: contested elections; supreme court and district court judicial nominating commission statutes; age 75 judicial retirement provision; and recommendation to submit the judicial branch budget directly to the legislature. (attachment 5) Following her summary of each topic and discussion by Committee, Senator Oleen moved to introduce the four bills, Senator Donovan seconded. Carried. Conferee Porter also presented a review of the Implementation of the Nonjudicial Salary Initiative (NJSI) Plan and Proposed Docket Fee Increases which she stated will be introduced in Senate Ways and Means Committee.

The meeting adjourned at 10:30 a.m. The next scheduled meeting is January 11, 2001.