

MINUTES OF THE SENATE JUDICIARY COMMITTEE.

The meeting was called to order by Chairperson Senator Vratil at 9:36 a.m. on February 4, 2002 in Room 120-S of the Capitol.

All members were present.

Committee staff present:

Gordon Self, Revisor
Mike Heim, Research
Jerry Donaldson, Research
Mary Blair, Secretary

Conferees appearing before the committee:

None

Others attending: see attached list

The minutes of the February 1st meeting were approved on a motion by Senator O'Connor, seconded by Senator Gilstrap, Carried.

Bill introductions:

Senator Vratil requested introduction of three bills. The first bill repeals K.S.A. 59-511 and 59-512 which will allow illegal aliens the right to inherit or transmit "real" property. Following discussion Senator Oleen moved to introduce the bill, Senator O'Connor seconded. Carried. The second bill conforms Kansas law to federal regulations regarding the alcohol/drug testing of train crew members in railroad accidents. Senator Donovan moved to introduce the bill, Senator Goodwin seconded. Carried. The third bill "cleans up" a conflict in the tort claims act by replacing the word "registered" with the word "licensed". Senator Donovan moved to introduce the bill, Senator Umbarger seconded. Carried. (no attachments)

Final Action on:

SB 95—enacting the interstate compact for adult offenders supervision

SB 377—concerning access to health care records by patients and authorized representatives

SB 383—amending the interlocal cooperation act

SB 384—concerning agreements with Native American Indian tribes

SB 173—concerning divorce; re: grounds

Following the Chair's review of **SB 95** and discussion, Senator Goodwin moved to pass the bill out favorably, Senator Adkins seconded. Carried.

The Chair reviewed **SB 377**. Following discussion, Senator Oleen moved to delete Section 2 (b), pg.2, lines 1-3, Senator Pugh seconded. Carried. Senator Schmidt moved to adopt the Board of Healing Arts amendments by adding New Sec. 4 at the end of line 9 on pg. 2 and the renumbering of Section 5, Senator Donovan seconded. Carried.(attachment 1) Following discussion regarding handling fees, Senator Schmidt moved to amend the bill by increasing the handling fee from \$15 to \$20 and retain the \$.35/page, Senator Donovan seconded. Following further discussion and a vote, the motion failed. Senator Pugh moved to pass the bill out favorably as amended, Senator Adkins seconded. Carried.

Following the Chair's review of **SB 383** and discussion, Senator Haley moved to pass the bill out favorably, Senator Oleen seconded. Carried.

Following the Chair's review of **SB 384** and discussion, Senator Oleen moved to pass the bill out favorably, Senator Goodwin seconded. Carried. After further discussion Senator Oleen moved to amend the bill to make it effective upon the date recorded in the Kansas Register, Senator Goodwin seconded. Carried, with Senator Pugh wishing to be recorded as a nay vote.

Following the Chair's review of **SB 173** and discussion on an amendment he offered which would maintain current law for spouses without dependent children, Senator Vratil moved to amend the bill as follows: excerpt lines 15-18 beginning after the word "grounds:" and insert them in line 19 after the word "spouses:" and delete lines 19-21 beginning after the word "spouses:" through line 22 and the word "preserved" and delete lines 23-24 beginning after the word "spouse" in line 23, Senator Goodwin seconded. Carried, with Senator Oleen wishing to be recorded as a nay vote on the amendment. Senator O'Connor moved to pass the bill out favorably as amended, Senator Donovan seconded. Carried 6-4, with Senators Oleen, Goodwin, and Schmidt wishing to be recorded as nay votes.

The meeting adjourned at 10:34 a.m. The next scheduled meeting is February 5, 2002.