

MINUTES OF THE SENATE JUDICIARY COMMITTEE.

The meeting was called to order by Chairperson Senator Vratil at 9:36 a.m. on February 13, 2002 in Room 123-S of the Capitol.

All members were present except: Senator Pugh (excused)

Committee staff present:

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

Conferees appearing before the committee:

Tom Weilert, Assistant District Attorney, Sedgwick County
Randy Listrom, Listrom Group
Larry Baer, Kansas League of Municipalities (KLM)
Charles Stevenson, President and Owner, Orion Security Incorporated
Tim Madden, Department of Corrections (DOC)

Others attending: see attached list

The minutes of the February 12th, 2002 meeting were approved on a motion by Senator Schmidt, seconded by Senator Goodwin. Carried.

SB 453—arrest for violation of condition of sentence

Conferee Weilert testified in support of **SB 453**, a bill which would eliminate judges' discretion in ordering criminal defendants who have violated probation to serve lesser sentences than the defendant's original sentence. He elaborated on why the bill was necessary.(attachment 1)

SB 456—private security guards; license and regulation

Conferee Listrom testified in support of **SB 456**, a bill which would establish licensing requirements and regulations for private security guards and private security agencies in Kansas. He discussed two "moral" components to the bill, differences and similarities between security and law enforcement, and the bill's impact.(attachment 2)

Conferee Baer testified in opposition to **SB 456** "because it would preempt local control of private security guards." He stated that the bill would be acceptable to KLM if it was amended to permit dual licensing of private security guards.(attachment 3)

Conferee Stevenson testified as neutral regarding **SB 456**. He presented brief background on his business and his work in assisting to draft legislation governing private detectives. He noted that this bill was patterned after the private detective legislation and stated there were vast distinctions between security guards and private detectives. He discussed problems he had with the bill and issues he felt were not being addressed by it.(no attachment)

The Chair, with consensus of the Committee, will recommend **SB 456** for interim study.

Final Action

SB 433—DUI; requiring certain notice be sent to the Department of Corrections

Conferee Madden reviewed the DOC's amendments and balloon on **SB 433** which were requested of him at a previous Senate Judiciary meeting.(attachment 4) The Chair also offered a balloon amendment.(attachment 5) Following discussion, Senator Goodwin moved to amend the bill using the amendments and balloon offered by the DOC and the balloon offered by the Chair, Senator Adkins seconded. Carried. Senator Donovan moved to pass the bill out favorably as amended, Senator Schmidt seconded. Carried.

SB 445—civil procedure; re: judgment liens

Following review of the bill by the chair and brief discussion, Senator Schmidt moved to pass the bill out favorably and recommend it be placed on the consent calendar, Senator Adkins seconded. Carried.

The meeting adjourned at 10:23 a.m. The next scheduled meeting is February 14, 2002.