

MINUTES OF THE HOUSE JUDICIARY COMMITTEE

The meeting was called to order by Chairman Mike O'Neal at 3:30 P.M. on March 8, 2006 in Room 313-S of the Capitol.

All members were present except:

Michael Peterson- excused  
Mike Kiegerl- excused

Committee staff present:

Jerry Ann Donaldson, Kansas Legislative Research  
Jill Wolters, Office of Revisor of Statutes  
Cindy O'Neal, Committee Secretary

Conferees appearing before the committee:

Loren Snell, Office of Attorney General, Division of Medicaid Fraud  
Chris Mechler, Office of Judicial Administration

Chairman O'Neal opened the hearing on **SB 451 - medicaid cards, medicaid pharmacy claim forms and criminal acts and violence.**

Loren Snell, Office of Attorney General, Division of Medicaid Fraud, explained that the purpose of the bill is to protect medicaid monies that are provided to Kansas from fraud. He touched on the following provisions in the bill:

- makes clear the prohibition for receiving illegal bribes, kickbacks and rebates
- recognizes that not all medicaid providers are natural persons
- prohibits agreements to divide or share medicaid funds obtained from the medicaid program
- prohibits trading or selling of medicaid numbers for money or other remunerations
- require a form of identification to be shown with ones medicaid card (Attachment 1)

Written testimony, in support of the bill, was provided by Senators Mike Petersen and Tim Huelskamp (Attachments 2 & 3)

The hearing on **SB 451** was closed.

The hearing on **SB 536 - medicaid reimbursement,** was opened.

No testimony was provided on the bill.

The hearing on **SB 536** was closed.

The hearing on **SB 435 - requiring a standardized risk assessment tool be used as part of a pre-sentence investigation,** was opened.

Chris Mechler, Office of Judicial Administration, explained that there has been a revision to the fiscal note. The original fiscal note estimated that the Level of Service Inventory-Revised risk assessment would be used for adult felony and misdemeanor cases and the Youth Level of Service for juvenile offenders. The bill requires assessments for adult felonies only. The fiscal note was amended to \$353,000.

Ms. Mechler requested an amendment to delete the risk assessment tool language from K.S.A. 21-4714 and places it in K.S.A. 75-5291. (Attachment 4)

The hearing on **SB 435** was closed.

The hearing on **SB 434 - extending Johnson County adult offender community supervision program until July 1, 2008,** was opened.

CONTINUATION SHEET

MINUTES OF THE House Judiciary Committee at 3:30 P.M. on March 8, 2006 in Room 313-S of the Capitol.

Written testimony, in support of the bill, was provided by the Kansas Department of Corrections (Attachment 5)

The hearing on **SB 434** was closed.

**HB 2880 - increasing the docket fees on criminal & traffic cases in district and municipal courts to fund the Kansas Law Enforcement Training Center**

Staff provided the committee with a balloon amendment that would increase the docket fee by \$10 with \$2.50 going to the Commission on Peace Officers and \$7.50 earmarked for the Kansas Law Enforcement Training Center. It also amends in the provisions of **SB 567** adding the Law Enforcement Training Act. The 320 hour training requirement is deleted with the hours being determined by the Commission. (Attachment 6)

Representative Davis made the motion to adopt the balloon. Representative Loyd seconded the motion. The motion carried.

Representative Ward made the motion to amend in the provisions of **HB 2879 - law library fund**. The motion was seconded. Staff had concerns with adopting a fee provision into a docket fee bill. With permission of the second, Representative Ward withdrew his motion.

Representative Pauls made the motion to report **HB 2880** favorably for passage, as amended. Representative Colloton seconded the motion. The motion carried.

**SB 397 - adoption of child born in a foreign county**

No interest was shown by the committee to work the bill.

**SB 432 - prosecution of juvenile traffic offenders; traffic offenses includes violation of requirement of motor vehicle liability insurance coverage**

Representative Owens made the motion to report **SB 432** favorably for passage and because of its non-controversial nature be placed on the consent calendar. Representative Pilcher-Cook seconded the motion. The motion carried.

The committee adjourned at 5:00 p.m. The next committee meeting was scheduled for 3:30 p.m. on March 9<sup>th</sup> in room 313-S.