

MINUTES OF THE SENATE JUDICIARY COMMITTEE

The meeting was called to order by Chairman John Vratil at 9:30 A.M. on March 20, 2006, in Room 123-S of the Capitol.

All members were present,

Phil Journey arrived, 9:42 a.m.
Barbara Allen arrived, 9:43 a.m.
Terry Bruce arrived, 9:52 a.m.
David Haley arrived, 10:08 a.m.

Committee staff present:

Mike Heim, Kansas Legislative Research Department
Helen Pedigo, Office of Revisor of Statutes
Karen Clowers, Committee Secretary

Others attending:

See attached list.

The Chairman opened the **Confirmation Hearing on appointment of Roger S. Villanueva to serve a four-year on the Crime Victims Compensation Board.**

The Chairman called for discussion and final action on the confirmation of Roger S. Villanueva to the Crime Victims Compensation Board. Mr. Villanueva testified providing a brief background of himself and his qualifications with respect to the appointment. Discussion followed regarding Mr. Villanueva's availability and philosophy regarding the Crime Victims Compensation Board.

Senator Goodwin moved, Senator Betts seconded, to recommend confirmation of Roger S. Villanueva to the Crime Victims Compensation Board. Motion carried.

The Chairman called for final action on **SB 568--Delay of phased in increase of court of appeals to 14 judges.** The Chairman reviewed the bill.

Senator Umbarger moved, Senator Donovan seconded, to recommend SB 568 favorably for passage. Motion carried.

The Chairman called for final action on **HB 2576--Persistent sex offender, life without possibility of parole; hard 25 or 50 for certain sex offenders; task force to review feasibility of GPS monitoring of certain offenders.** The Chairman reviewed the bill heard on March 15 proposing a gut and go substituting the proposed balloon amendments **SB 334 (Attachment 1)** and **SB 243** including a portion of **HB 2688 (Attachment 2)** into **HB 2576.**

Senator Schmidt moved, Senator Donovan seconded, to amend HB 2576 by deleting existing language and inserting the proposed balloons amendments containing the SB 334 and SB 243 and a portion of HB 2688.

It was requested to amend the bill in parts. The Chairman accommodated by calling the question to amend HB 2576 by deleting existing language and inserting the contents of SB 334 represented in the balloon. Motion carried.

The Chairman called the question of inserting the contents of SB 243 and a portion of HB 2688 represented in the balloon. Motion carried. Senator Betts and Senator Journey voted in opposition and requested their votes recorded.

Senator Schmidt moved, Senator Umbarger seconded, to recommend Senate Substitute for HB 2576 as amended favorably for passage. Motion carried.

The Chairman called for final action on **HB 2761--Crime victims compensation; reasons compensation reduced or denied.** The Chairman reviewed the bill heard on March 8 and distributed a balloon amendment proposed by the Crime Victims Compensation Board (Attorney General) (Attachment 3).

CONTINUATION SHEET

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Senator Schmidt moved, Senator Goodwin seconded, to adopt the proposed balloon amendment. Motion carried.

Senator Schmidt moved, Senator Goodwin seconded, recommend **HB 2761** as amended favorably for passage. Motion carried.

The Chairman called for final action on **HB 2748--Traffic violation; failing to report an accident** and reviewed the bill heard on March 8.

Senator Schmidt proposed inserting the contents of **SB 81** into the bill (Attachment 4).

Senator Schmidt moved, Senator Goodwin seconded, to amend **HB 2748** by adding the contents of **SB 81**. Motion carried.

Senator Donovan moved, Senator Umbarger seconded, to amend the bill on page 1, line 40, by striking “of” the first time it appears and inserting “or”. Motion carried.

Senator Bruce moved, Senator Donovan seconded, on page on 1, to strike lines 34-42. Motion carried.

Senator Schmidt moved, Senator Donovan seconded, to recommend **HB 2748** as amended favorably for passage. Motion carried.

The Chairman called for final action on **HB 2916--Driving privileges, DUI; ignition interlock, proof of installation**. The Chairman reviewed the bill heard on March 9 and referred to the proposed amendment by Dan Hermes to clarify the one year restricted period (Attachment 5).

Senator Umbarger moved, Senator Umbarger seconded, to adopt the balloon amendment. Motion carried.

Senator Schmidt moved, Senator Goodwin seconded, to recommend **HB 2916** as amended favorably for passage. Motion carried. Senator Haley voted no and requested his vote recorded.

The Chairman called for final action on **HB 2893--Criminal offenders in custody, health care costs** and reviewed the bill heard on March 20.

Senator Donovan moved, Senator O’Connor seconded, to recommend **HB 2893** favorably for passage. Motion carried.

The meeting adjourned at 10:30 a.m.