

MINUTES OF THE HOUSE JUDICIARY COMMITTEE.

The meeting was called to order by Vice Chairperson Ward Loyd at 3:30 p.m. on March 11, 2002 in Room 313-S of the Capitol.

All members were present except:

Representative Kathe Lloyd - Excused
Representative Dean Newton - Excused
Representative Michael O'Neal - Excused
Representative Jan Pauls - Excused
Representative Rick Rehorn - Excused
Representative Joe Shriver - Excused
Representative Clark Shultz - Excused

Committee staff present:

Jerry Ann Donaldson, Department of Legislative Research
Jill Wolters, Department of Revisor of Statutes
Sherman Parks, Department of Revisor of Statutes
Cindy O'Neal, Committee Secretary

Conferees appearing before the committee:

Secretary Charles Simmons, Kansas Department of Corrections
Pat Scalia, Kansas State Board of Indigent Defense Services
Sheila Walker, Director, Division of Motor Vehicles

Hearing on **SB 412 - application fee imposed on defendant entitled to indigent defense services**, was opened.

Pat Scalia, Kansas State Board of Indigent Defense Services, stated that they are afraid that there will be a lawsuit stating that persons are not getting representation in a timely manner. Therefore, they are requesting an increase in public defender fee to \$50. It would require a person requesting representation to pay the \$50 application fee up-front. (Attachment 1)

Hearing on **SB 412** was closed.

Hearing on **SB 392 - habitual violator**, was opened.

Sheila Walker, Director, Division of Motor Vehicles, commented that this would address an oversight to the habitual violator act. It would include the crime of "driving while revoked" under the habitual violator act. She requested a amendment that would eliminate the requirement for law enforcement to send a driver's license after they make a DUI related stop under K.S.A. 8-1002. (Attachment 2)

Hearing on **SB 392** was closed.

Hearing on **SB 95 - enacting the interstate compact for adult offenders supervision**, was opened.

Secretary Charles Simmons, Kansas Department of Corrections, explained that the proposed bill would adopt the Interstate Compact for Adult Offender Supervision. The Act would come into effect when 35 states have adopted it. All surrounding states, except Nebraska, has adopted it. (Attachment 3)

Senator David Adkins did not appear before the committee but see (Attachment 4) for his written testimony.

Hearing on **SB 95** was closed.

Representative Long made the motion to approve the committee minutes from February 6, 7, 11, and 12. Representative Crow seconded the motion. The motion carried.

The committee meeting adjourned at 5:00 p.m. The next meeting was scheduled for March 12, 2002.