

**Electronic Filing Committee
Meeting Minutes
December 14, 2009**

Members Present:

Hon. Marla Luckert, Chair	Donald Troth
Hon. Dan Biles, Vice Chair	M.J. Willoughby
Steve Grieb	Angela Callahan
Sen. Tim Owens	Kelly O'Brien
Stephanie Theel	Kathie Garman
Steve Berndsen	Kevin Beckwith
Virginia Taylor	

Members Participating by Conference Call:

Hon. James Fleetwood	Alice Adams
Tim Mulcahy	Tim O'Brien
Kathleen Collins	Tyler Adams

Guests Participating by Conference Call:

Hon. Kevin Moriarty, District Judge, Johnson County
Barry Haldiman, Programmer, Johnson County

Justice Luckert opened the meeting to review the *Interim Report of the Kansas Supreme Court's Electronic Filing Committee* prior to submission to the Supreme Court.

The initial discussion was clarification on why foreclosure cases were added to Tier 1 in the implementation priorities. This is a result of discussions held after learning that foreclosure cases are the first type that Johnson County plans to implement.

Additional discussions centered on problems Johnson County anticipates in integrating with the statewide electronic filing system. Johnson County representatives listed three areas of concern.

1. The use of a single electronic filing portal.
2. Rule 122 (electronic signatures).
3. Free access to court documents.

Part of the discussion was about the type of format that shared documents would be in. Johnson County agreed that any information that was requested from them would be NIEM compliant.

Justice Luckert mentioned that the /s signature format is what the committee intends to recommend. Judicial Council is rewriting the Code of Civil Procedure and the signature format issue is included. If the changes are adopted by the Legislature, we should be compliant. There

is a plan for committee members to meet with other state officials about how to handle notarized signatures, clerk's seals and signatures, and judge's signatures.

After a lengthy discussion on Johnson County's concerns, it was agreed that Tim Mulcahy, Johnson County, would meet with Kelly O'Brien and Steve Berndsen to work out the differences before moving forward with recommendations.

As a final item, Justice Luckert mentioned the amendments to the civil code the Judicial Council is working on. These amendments will accommodate the use of e-filing for Kansas. She will e-mail the committee the proposed changes.

Meeting adjourned.