

SESSION OF 2021

SUPPLEMENTAL NOTE ON SENATE BILL NO. 104

As Recommended by Senate Committee on
Judiciary

Brief*

SB 104 would amend law in the Revised Kansas Code for Care of Children governing the entry of a court order directing a child who is the subject of a child in need of care proceeding to remain in a present or future placement if certain conditions, outlined in continuing law, are met. The bill would make entry of such an order mandatory rather than permissive.

Background

The bill was introduced by the Senate Committee on Judiciary at the request of Senator Wilborn, on behalf of Senator Longbine. [Note: The bill contains provisions similar to those found in 2020 SB 332, as recommended by the Senate Committee.]

Senate Committee on Judiciary

In the Senate Committee hearing on February 9, 2021, representatives of EmberHope Youthville and the North Central Kansas Regional Juvenile Detention and Geary County Secure Care Center testified as **proponents**, stating the objective of the bill is to ensure at-risk youth receive the supervision and services provided by secure placement.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

Written-only **opponent** testimony was provided by a representative of the Department for Children and Families (DCF), expressing concern regarding the bill's removal of judicial discretion in placement orders.

No other testimony was provided.

Fiscal Information

According to the fiscal note prepared by the Division of the Budget, DCF, and the Office of Judicial Administration indicate enactment of the bill would have no fiscal effect on the respective agencies.

Revised Kansas Code for Care of Children; placement orders; children and minors