SESSION OF 2012

SUPPLEMENTAL NOTE ON SENATE BILL NO. 262

As Amended by Senate Committee on Federal
and State Affairs

Brief*

SB 262, as amended, would require consideration of a
grandparent when evaluating what custody, visitation, or
residency arrangements are in the best interest of the child
who has been removed from custody of a parent. The court
would have to consider the wishes of the parents, child, and
grandparent, the extent that the grandparent has cared for
the child, the intent and circumstances under which the child
is placed with the grandparent, and the physical and mental
health of all involved individuals. Consideration of a
grandparent would not be subject to actions filed under the
Kansas Adoption and Relinquishment Act.

Background

Senator Faust-Goudeau testified in support of the bill.
Other proponents included representatives of the Kansas
Silver Haired Legislature, Kansas Family Rights Coalition,
United Methodist Youthville Child Welfare Services, and the
Kansas Children's Service League. Written testimony in
support of the bill was submitted by representatives of the
American Association of Retired Persons and the Children
and Family Services, Department of Social and Rehabilitation
Services.

The Senate Committee amended the bill by inserting the
word "consideration" in the place of "preference." In addition,
the Committee amended the bill so that consideration of a

*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
grandparent would not be subject to actions filed under the Kansas Adoption and Relinquishment Act.

According to the fiscal note, the enactment of SB 262 would not have a fiscal impact.