

As Amended by Senate Committee

Session of 2019

SENATE BILL No. 77

By Committee on Judiciary

2-1

1 AN ACT concerning children and minors; relating to children with
2 ~~problem~~ sexual behavior **problems**; Kansas department for children and
3 families; voluntary services.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. (a) (1) In addition to any services required under K.S.A.
7 2018 Supp. 38-2201 et seq., and amendments thereto, after the department
8 for children and families receives a report of child abuse or neglect where
9 the subject of the report is a child with ~~problem~~ sexual behavior **problems**
10 and the department determines that a joint investigation with law
11 enforcement is required in accordance with K.S.A. 2018 Supp. 38-2226,
12 and amendments thereto, the department shall immediately ~~offer~~
13 ~~consulting~~ **provide a referral to a child advocacy center** and, as needed,
14 **offer** additional services to:

15 (A) The child with ~~problem~~ sexual behavior **problems**; and
16 (B) such child's family.

17 (2) Such services shall be voluntary, unless the department
18 determines there will be a high risk of future ~~sexual abuse~~ by the child
19 with ~~problem~~ sexual behavior **problems** by **such child** if such child or such
20 child's family refuses to accept the services. The department shall
21 thoroughly document:

22 (A) Offers by the department to provide voluntary services;

23 (B) the reasons these services are important to reduce the risk of
24 future sexual ~~abuse~~ **behavior problems** by the child;

25 (C) whether services were accepted and provided; and

26 (D) the outcome for the child and family.

27 (b) As used in this section, "child with ~~problem~~ sexual behavior
28 **problems**" means a person less than 18 years of age who has allegedly
29 committed sexual abuse against another person less than 18 years of age.

30 (c) Nothing in this section shall prohibit any other investigation or
31 action by the department or law enforcement that is otherwise authorized
32 by law.

33 (d) This section shall be a part of and supplemental to the revised
34 Kansas code for care of children, K.S.A. 2018 Supp. 38-2201 et seq., and
35 amendments thereto.

or other mental health provider

1 publication in the statute book.