

**As Amended by House Committee**

*Session of 2008*

**HOUSE BILL No. 2991**

By Committee on Appropriations

3-26

10 AN ACT concerning the juvenile justice authority; relating to state ju-  
11 venile correctional facilities; creating the juvenile correctional facilities  
12 closure and repurposing commission; prescribing powers, duties and  
13 functions for the commission.

14

15 *Be it enacted by the Legislature of the State of Kansas:*

16 Section 1. (a) There is hereby created within the juvenile justice au-  
17 thority a juvenile correctional facility closure and repurposing commission  
18 which shall consist of nine members appointed as follows: Five members  
19 shall be appointed by the governor; one member shall be appointed by  
20 the president of the senate; one member shall be appointed by the mi-  
21 nority leader of the senate; one member shall be appointed by the speaker  
22 of the house of representatives; and one member shall be appointed by  
23 the minority leader of the house of representatives. Members appointed  
24 by the governor shall be persons interested in juvenile justice and shall  
25 be appointed by the governor so that one represents a juvenile community  
26 corrections organization, one represents the law enforcement community,  
27 one represents the judiciary, one represents county and district attorneys  
28 and one shall be the chairperson of the Kansas advisory group on juvenile  
29 justice and delinquency prevention. No member of the commission shall  
30 be affiliated with any juvenile correctional facility and no member shall  
31 be a member of the legislature.

32 (b) The operating expenditures for the commission shall be paid by  
33 the juvenile justice authority. The juvenile justice authority shall provide  
34 such staff as are necessary to carry out the functions of the commission.

35 (c) The commission shall elect a chairperson and may elect such other  
36 officers as the commission determines necessary to carry out the functions  
37 of the commission. The affirmative vote of five members of the commis-  
38 sion shall be required for any action of the commission. The commission  
39 shall meet on call of the chairperson or on request of a majority of the  
40 members of the commission. The commission may meet at any time or  
41 place in the state and may hold such public hearings as the commission  
42 determines necessary to carry out the functions of the commission.

43 (d) Members of the commission shall be paid compensation, subsis-

1 tence allowances, mileage and other expenses as provided by K.S.A. 75-  
2 3223, and amendments thereto.

3 (e) As used in this act “commission” means the juvenile correctional  
4 facility closure and repurposing commission created pursuant to this  
5 section.

6 Sec. 2. (a) On or before December 1, 2008, the commission shall  
7 submit to the governor a written final report containing:

8 (1) A recommendation regarding the closure or repurposing of any  
9 juvenile correctional facility no later than January 1, 2010;

10 (2) a date of closure or repurposing of any juvenile correctional fa-  
11 cility recommended for closure; and

12 (3) recommendations of policies and procedures to facilitate any clo-  
13 sure or repurposing.

14 (b) In making its recommendations, the commission shall consider:

15 (1) The savings that would accrue to the state from closure of the  
16 juvenile correctional facility;

17 (2) the impact of closure or repurposing on the juvenile offenders  
18 and the availability of alternative facilities to meet the needs of the ju-  
19 venile offenders; and

20 (3) the impact of closure or repurposing of the juvenile correctional  
21 **facility** on the quality of services provided to juvenile offenders of the  
22 juvenile correctional facility.

23 (c) The commission shall work with stakeholders and other interested  
24 persons as the commission develops its recommendations.

25 Sec. 3. (a) The governor shall submit the final report of the com-  
26 mission to the legislature on or before January 10, 2009.

27 ~~(b) Unless the legislature enacts one or more laws on or before Feb-~~  
28 ~~ruary 15, 2009, that reject the recommendation or recommendations of~~  
29 ~~the commission to close or repurpose any juvenile correctional facility or~~  
30 ~~changing the date of closure specified for such closure, any juvenile cor-~~  
31 ~~rectional facility recommended to be closed or repurposed shall be closed~~  
32 ~~or repurposed on the date specified by the commission, except that no~~  
33 ~~juvenile correctional facility shall be closed before July 1, 2009.~~

34 ~~(c)~~ **(b)** The governor and the commissioner of juvenile justice shall  
35 ~~take all actions~~ **prepare recommendations for appropriate legisla-**  
36 **tion and administrative actions that are** necessary to put into effect  
37 the recommendations of the commission to close or otherwise repurpose  
38 such juvenile correctional facility in accordance with the recommenda-  
39 tions of the commission. The commissioner of juvenile justice shall pre-  
40 pare and submit budget estimates for the fiscal year ending June 30, 2010,  
41 and for ensuing fiscal years that support and implement the recommen-  
42 dations of the commission, including the preparation and submission of  
43 all amended budget estimates that such recommendations require. The

1 governor shall make recommendations to the legislature for necessary  
2 funding and other aid and assistance for the implementation of the com-  
3 mission's recommendations.  
4 Sec. 4. This act shall take effect and be in force from and after its  
5 publication in the statute book.