

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

The Committee on **Ways and Means** recommends **SB 542** be amended on page 1, in line 14, by striking "\$40,000,000" and inserting "\$15,000,000"; in line 16, by striking "\$40,000,000" and inserting "\$15,000,000"; in line 18, by striking "2" and inserting "3"; also in line 18, after "thereto" by inserting ": *Provided further*, That no moneys shall be expended from such account for the building of or capital improvements to a homeless shelter located within the boundaries of Sedgwick county precinct 606: *And provided further*, That all expenditures from the homeless shelter infrastructure grant account shall be used for the purposes of the building of or improvements to a homeless shelter as required by section 3, and amendments thereto, and shall be approved by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such expenditure shall be approved by the governor and six legislative members of the state finance council and such approval also may be given while the legislature is in session: *And provided further*, That the state finance council is hereby authorized to approve the expenditure of moneys from the homeless shelter infrastructure grant account for the building of or improvements to a homeless shelter as required by section 3, and amendments thereto: *And provided further*, That each grant recipient shall receive 75% of the determined amount awarded by the above agency for fiscal year 2025";

Also on page 1, following line 18, by inserting:

"Sec. 2.

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2026, the following:

Homeless shelter infrastructure grant.....\$5,000,000

*Provided*, That expenditures shall be made from the homeless shelter infrastructure grant account in an amount not to exceed \$5,000,000 to administer a program pursuant to section 3, and amendments thereto: *Provided further*, That no moneys shall be expended for the building of or capital improvements to a homeless shelter located within the boundaries of Sedgwick county precinct 606: *And provided further*, That all expenditures from the homeless shelter infrastructure grant account shall be used for the purposes of the building of or improvements to a homeless shelter as required by section 3, and amendments thereto, and shall be approved by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such expenditure shall be approved by the governor and six legislative members of the state finance council and such approval also may be given while the legislature is in session: *And provided further*, That the state finance council is hereby authorized to approve the expenditure of moneys from the homeless shelter infrastructure grant account for the building of or improvements to a homeless shelter as required by section 3, and amendments thereto: *And provided further*, That each grant recipient shall receive 25% of the determined amount awarded by the above agency for fiscal year 2026.";

Also on page 1, in line 19, after "(a)" by inserting "As used in this section:

(1) "Shelter" means any facility whose primary purpose is to provide temporary or transitional shelter for the general population or a specific population of homeless individuals or families.

(2) "Wraparound services" means any program that serves the underlying vocational, behavioral or physical health needs of the general population or a specific population of homeless individuals or families.

(b)";

Also on page 1, in line 24, after the period by inserting "The secretary shall award at least 20% of the total amount appropriated for such grant program to counties with a population of less than 90,000."; in line 25, by striking "(b)" and inserting "(c)"; in line 31, by striking "housing"; in line 35, by striking "long-term";

On page 2, in line 2, by striking all after "(5)"; by striking all in line 3; in line 4, by striking "(6)"; also in line 4, after "vagrancy" by inserting "and comply with section 4, and amendments thereto;

(6) limit shelter space and wraparound services to persons with U.S. citizenship or lawful immigration status; and

(7) implement and enforce a policy that individuals seeking to stay overnight at such shelter shall not be under the influence of drugs or alcohol";

Also on page 2, in line 5, by striking "(c)" and inserting "(d)"; in line 7, after the period by inserting "The unit of local government may receive and use private moneys received by such unit for the purpose of meeting the matching dollar amount required by this section."; in line 8, by striking "(d)" and inserting "(e) On or before the 2025 regular session of the legislature, a unit of local government awarded funds under this section shall submit a report to the Kansas department for aging and disability services, the house of representatives committee on social services budget and appropriations and the senate committee on ways and means and any relevant subcommittee on enforcement actions required by subsection (b)(5) and outcomes measures from the awarded grants.

(f)";

Also on page 2, in line 9, after "ordinances" by inserting "and resolutions"; in line 10, after "vagrancy" by inserting ", implement and enforce a policy regarding drugs and alcohol"; in line 16, by striking "(e)" and inserting "(g)"; following line 28, by inserting:

"(h) An employee of the shelter and the unit of local government overseeing the shelter shall be liable for damages in a civil action for injuries suffered by a person staying in such shelter resulting from a failure or refusal to implement and enforce the policy described in subsection (b)(7).

Sec. 4. (a) All cities and counties shall adopt an ordinance or resolution, respectively, prohibiting unauthorized public camping, sleeping or obstructions of sidewalks without exceptions or conditions other than authorization by a temporary permit issued by such city or county.

(b) No city or county shall refuse to enforce such ordinance or resolution, respectively, prohibiting unauthorized public camping, sleeping or obstruction of sidewalks.

(c) A city or county shall not adopt a written policy prohibiting a law enforcement officer who is employed or otherwise under the direction or control of such city or county from enforcing any ordinance or resolution prohibiting unauthorized public camping, sleeping or obstruction of sidewalks.

(d) The provisions of this section shall not be construed to prohibit a city or county from adopting an ordinance or resolution that encourages or offers the provision of services.

(e) Any person may bring a writ of mandamus for a violation of this section for the person and for the state.

Sec. 5. (a) As used in this section:

(1) "Drop off" means the act of transporting a homeless individual to a location within the state of Kansas different from the location where the party transporting such individual assumed custody, control or care of or provided treatment to such individual, including, but not limited to, directly providing or funding the transportation of such individual to such different location.

(2) "Homeless individual" means a person who has no access to or reasonably can be expected to not have access to either traditional or permanent housing that is considered safe, sanitary, decent and affordable.

(b) No city or county shall drop off a homeless individual outside such city's or county's

jurisdiction within the state of Kansas unless:

(1) Such drop-off location is in the city where such individual was a resident prior to receiving healthcare services or treatment; or

(2) such drop off is at a facility or with a person, business or organization that has agreed to accept such individual.

(c) A city or county that violates this section shall be liable to any state agency, city or county within the state of Kansas for any costs incurred by such state agency, city or county for providing services to a homeless individual as a result of such violation.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "year" and inserting "years"; in line 2, after "2025" by inserting ", and June 30, 2026"; in line 6, after "treasury" by inserting "; requiring cities and counties to adopt ordinances and resolutions regarding camping and vagrancy; prohibiting the transportation of certain individuals; providing for exceptions thereof"; and the bill be passed as amended.

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Chairperson