

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE,
room 423-S, Statehouse, at 1:30 a.m./p.m. on February 10, 1983.

HB 2098 Disposition of children.

Chair entertained a motion to amend this bill to remove language in lines 31 and 32 as shown. Motion made by Rep. Roenbaugh, and seconded by Rep. Buehler. Motion carried.

This bill is to be held in committee pending further investigation as to possible liability on part of a newspaper.

HB 2099 Removing SRS from adoption proceedings.

Motion made for favorable passage on this bill by Rep. Green, seconded by Rep. Waggon, motion carried.

HB 2100

Dr. Harder of SRS has requested that we hold this bill in committee until we have some notification in regard to SB 105.

HB 2103 Photo Identification cards.

Discussion on costs, procedures, pilot programs, and it was determined that some procedure needs to be agreed upon, but more study is needed. Rep. Friedeman made a motion to table this bill, seconded by Rep. Blumenthal. Motion carried.

Comprehensive briefings on the evolution of Adult Health Care, and that specifically connected to HB 2026 and HB 2027 to committee by Emalene Correll.

Meeting adjourned at 3:00 p.m. until next scheduled meeting February 14, 83.

Date: 2-10-83

GUEST REGISTER

HOUSE

PUBLIC HEALTH AND WELFARE

Please Print

NAME	ORGANIZATION	ADDRESS
Jim Lauby	KAPS	Manhattan
Lauren Harrod	SRS	Topeka
Majorie Van Buren	OJA	Topeka
Nancy Intermill	^{Ks} NARAL	Topeka
Jill Wolters	Legis. Intern	Topeka
Russ Hilderbrand	K.H.C.A.	olathe
Dick Hummel	^{Ks} SENIORS CARE ASSN	Topeka
Marilyn Bradt	KINH	Lawrence
Pete Cerf	KINH	Lawrence
Harriet Peckin	KINH	"
Ruth Wehrin	Girl Scouts	Topeka
D. E. Zoter	HNS	Topeka
Dean Eason	KAHA	Topeka
Stu Entz	KAHA	Topeka
Sherna A. Victor	KAHA	Topeka
Jan Jenkins	KAHA	Topeka
Alvin Pennen	K.A.N.A.	Newton
D. J. Sabal	KDH+E	Topeka

(Attachment
No. 1.)

Fiscal Note
1983 Session
February 9, 1983

Bill No.

The Honorable Marvin L. Littlejohn, Chairperson
Committee on Public Health and Welfare
House of Representatives
Third Floor, Statehouse

Dear Representative Littlejohn:

SUBJECT: Fiscal Note for House Bill No. 2101 by Committee
on Public Health and Welfare


In accordance with K.S.A. 75-3715a, the following fiscal note concerning House Bill No. 2101 is respectfully submitted to your committee.

House Bill No. 2101 amends K.S.A. 65-2422b to include social security numbers of both parties as part of the information required in divorce reports filed with the state registrar of vital statistics.

The Department of Health and Environment estimates that \$7,050 in state general fund dollars would be required to implement this requirement in FY 1984. This cost estimate is based on the premise that divorce records and worksheets would be revised to include SSN's of both parties and would be distributed statewide. The estimate assumes that the new items of information would be included in a perforated attachment added to explain that entering the SSN's is voluntary and how the information will be used. The initial estimated costs include the cost of the revision and the first distribution and include \$750, salaries and fringe; \$800, communication; and \$5,500 for printing.

Costs for fiscal years 1985, 1986, and 1987 would be \$2,600, \$2,720, and \$2,845 respectively for the costs associated with printing the added instructions for the costs each form and then pay additional postage on the increased weight.

Any appropriations or expenditures resulting from passage of this act would be in addition to expenditure estimates contained in the budget report submitted to the 1984 Legislature by the Governor.


Mary E. Fischman
Chief Policy Analyst
For the Director of the Budget

MEF:bj

(Attachment
no. 2.)

STATE DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

House Bill No. 2091

1. Short Title of Bill:

An act relating to the probate code; concerning venue of proceedings for adoption of children; amending K.S.A. 59-2203 and repealing the existing section.

2. Problem:

Delete from Section I, K.S.A. 59-2203 the sentence permitting non-residents to file to adopt in Kansas.

3. Background of the Bill:

In the last decade the number of healthy infants available for adoption has decreased while the number of families wishing to adopt has increased. In several states criminal prosecutions have occurred as a result of "baby selling" rings. As a result of state's concerns over the exploitation of adoptable children, many states have passed legislation to provide that adoption should only be arranged by adoption agencies.

As more states have passed laws requiring pre-investigation of adoptive families before placement or prohibiting non-agency placements, more out-of-state families have filed petitions in Kansas courts.

4. Rationale for Support of Legislation:

The change would reduce the number of non-resident families coming to Kansas to circumvent the laws of their states; it would eliminate the number of petitions that the court would have to process with inadequate or non-existent information and reduce the potential of children being placed through the black market.

In addition to providing more protection to children, this change also would be beneficial to Kansas taxpayers as they would no longer be underwriting the cost of investigating families that live in other states.

NOTE: This amendment reinstates language in current law which allows persons who are non-residents to adopt Kansas children who have been placed in the custody of a child placing agency in Kansas and that agency has placed the child with the proposed adoptive parents. This would include adoption cases where the child had been placed in Kansas with a Kansas couple who subsequently moved to another state prior to the final adoption proceedings. As well as those cases where a child was placed by a licensed Kansas child placing agency with out-of-state proposed adoptive parents.

Office of the Secretary
February 8, 1983

*(Attachment
no. 3.)*

HOUSE BILL No. 2091

By Committee on Public Health and Welfare

(By request)

1-25

0018 AN ACT relating to the probate code; concerning venue of
0019 proceedings for adoption of children; amending K.S.A. 59-
0020 2203 and repealing the existing section.

0021 *Be it enacted by the Legislature of the State of Kansas:*

0022 Section 1. K.S.A. 59-2203 is hereby amended to read as fol-
0023 lows: 59-2203. Proceedings for the probate of a will or for
0024 administration shall be had in the county of the residence of the
0025 decedent at the time of his or her death; if the decedent was not a
0026 resident of this state, proceedings may be had in any county
0027 wherein said decedent left any estate to be administered as
0028 provided in K.S.A. 59-805 *and amendments thereto*. Proceedings
0029 for the appointment of a guardian may be had in the county of the
0030 proposed ward's residence or where the proposed ward may be
0031 found. Proceedings for the appointment of a conservator shall be
0032 had in the county of the proposed conservatee's residence; if the
0033 proposed conservatee resides without this state, proceedings
0034 may be had in any county in which any of the proposed conser-
0035 vatee's property is situated. Proceedings for the administration of
0036 a partnership estate by the surviving partner shall be had in the
0037 county of the residence of the deceased partner at the time. If the
0038 deceased partner is a nonresident of the state the proceedings
0039 may be had in any county in which any of the partnership
0040 property is situated. Such proceedings first legally commenced
0041 shall extend to all of the property of the decedent or proposed
0042 conservatee in this state.

0043 If the proceedings are instituted in more than one county, they
0044 shall be stayed except in the county where first commenced until
0045 final determination of venue. If the proper venue is determined

0016 to be in another county, the district court, after making and
0017 retaining a true copy of the entire file, shall transmit the original
0018 to the proper county. Proceedings by a person seeking to adopt a
0019 child shall be had in the county of the residence of ~~such that~~
0020 person if ~~such person is a resident of the state. If such person is a~~
0021 nonresident of the state such proceedings shall be had in the
0022 county in which the child to be adopted resides, except that if the
0023 child is in the custody of an institution or agency authorized by
0024 the laws of this state to place children for adoption such pro-
0025 ceedings shall be had in the county in which such institution or
0026 agency is located. ^{If such a person resides upon or is stationed at}
0027 a United States military post or reservation within this state, and
0028 the child to be adopted is then residing with ~~such that~~ person,
0029 adoption proceedings may be had in the district court of the
0030 county in which ~~such the~~ post or reservation is located, or in the
0031 district court of any county located immediately adjacent to such
0032 county.

0033 Sec. 2. K.S.A. 59-2203 is hereby repealed.

0034 Sec. 3. This act shall take effect and be in force from and
0035 after its publication in the statute book.

If the child is in the custody of an institution or agency authorized by the laws of this state to place children for adoption, the proceedings shall be had in the county in which the institution or agency is located.