

Approved 1/22/85
Date

MINUTES OF THE HOUSE COMMITTEE ON JUDICIARY

The meeting was called to order by Representative Joe Knopp at
Chairperson

3:30 ~~xxx~~ p.m. on January 16, 1985 in room 526-S of the Capitol.

All members were present except:

Representative Douville was excused.

Committee staff present:

Jerry Donaldson, Legislative Research Department
Mike Heim, Legislative Research Department
Mary Ann Torrence, Revisor of Statutes' Office
Becca Conrad, Secretary

Conferees appearing before the committee:

Dr. Robert Harder, Secretary of the Department of Social and Rehabilitation Services

The Chairman introduced the staff and welcomed new members.

Dr. Robert Harder, Secretary of the Department of Social and Rehabilitation Services briefly reviewed and stated the SRS's requests for legislation in the 1985 session. Those requests are shown on Attachment No. 1.

Full drafts of the bills were not presented to the Committee, with the concurrence of the Chairman, for the purpose of saving time and duplicating expenses.

Proposal No. 4 relating to an amendment of the mental illness statutes received the most discussion. Changes proposed in that legislation include the following: a.) changes in definitions; b.) changes to provide professional staff with some limited liability as it relates to their decisions on transferring or discharging people from state institutions; c.) changes in protective custody and the number of days required for notification of hearings; d.) changes relating to medication orders; e.) changes in the court's use of state hospitals and inclusion of community health centers as treatment centers.

Representative Solbach moved that these bills be introduced by the Judiciary Committee. The motion was seconded by Representative Cloud.

A question was raised as to the definition of "employees" under Proposal No. 6. Dr. Harder stated that "employees" would include those hired to work in day-care facilities and anyone involved in the care of children for hire, not just SRS employees.

The motion carried unanimously.

Announcements: The Chairman announced that no meeting was scheduled for Thursday, January 17, 1985. The Chairman further announced that the bill concerning the revision of mental illness code (Proposal No. 4) is scheduled for hearing on Wednesday, January 23, 1985.

The Chairman further announced that the hearings on Proposal No.'s 6, 7 and 8 would take place on Thursday, January 24, 1985.

The meeting was adjourned at 4:00 p.m.

Social and Rehabilitation Services

HOUSE JUDICIARY
January 16, 1985

1. AN ACT concerning the treatment of mentally ill persons; relating to transfers and discharges; amending K.S.A. 59-2907 and 59-2924 and repealing the existing sections.

EXPLANATION: This bill has to do with upgrading discharge and transfer provisions related to the mentally retarded.

2. AN ACT concerning state institutions for the mentally retarded; repealing K.S.A. 76-1411, 76-1510c, 76-1617 and 76-17c02.

EXPLANATION: This bill repeals certain transfer provisions of the mentally retarded made obsolete by other legislation.

3. AN ACT concerning state institutions for the mentally retarded; relating to confidentiality of records.

EXPLANATION: This bill deals with confidentiality issues related to the mentally retarded.

4. AN ACT concerning the care and treatment of mentally ill persons; amending K.S.A. 59-2901, 59-2902, 59-2906, 59-2907, 59-2911, 59-2912, 59-2914, 59-2914a, 59-2916, 59-2916a, 59-2917, 59-2918, 59-2919, 59-2922, 59-2924, 59-2926, 59-2928, 59-2929, 59-2931 and 59-2932 and repealing the existing sections; also repealing 59-2904, 59-2915, 59-2917a, 59-2921, 59-2923 and 59-2942.

EXPLANATION: This legislation provides for complete revision of the statutes related to the mentally ill.

5. AN ACT concerning the Kansas code for care of children; relating to educational decisions.

EXPLANATION: This legislation would provide a mechanism for the department to make educational decisions in certain situations.

6. AN ACT concerning juveniles; amending the Kansas code for care of children; amending K.S.A. 1984 Supp. 38-1525 and 38-1584 and repealing the existing sections.

EXPLANATION: This legislation provides protection to employees who cooperate with SRS or law enforcement officers related to abuse investigations.

7. AN ACT concerning the Kansas code for care of children; relating to mental care and treatment decisions; amending K.S.A. 1984 Supp. 38-1513 and repealing the existing section.

EXPLANATION: This legislation provides that the custodian of child will have the right to give consent as it pertains to medical or mental care.

Attachment No. 1
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8. AN ACT concerning the Kansas code for care of children; relating to reports, records and reintegration plans; amending K.S.A. 1984 Supp. 38-1507 and 38-1565 and repealing the existing sections.

EXPLANATION: This legislation provides for court appointed volunteers to work with children and youth in certain situations.

Office of the Secretary
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