

Approved _____ Date 1-27-87

MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE

The meeting was called to order by Marvin L. Littlejohn at _____
Chairperson

1:30 a.m./p.m. on January 20, 1987 in room 423-S of the Capitol.

All members were present except:

Committee staff present:

- Bill Wolff, Research
- Sue Hill, Committee Secretary

Conferees appearing before the committee:

Dr. Robert C. Harder, Secretary of Social Rehabilitation Services

Chairman Littlejohn called the meeting to order. He called attention to a background report that had been compiled on members of this committee after each person introduced themselves and gave personal background at meeting on January 14, 1987.

Chairman then introduced Dr. Robert Harder and invited him to speak to committee in regard to the SRS Annual Report and to bill requests.

Dr. Harder began his comments, calling attention to (Attachment No. 1), which defined the legislation requests of SRS. This 1987 Legislative Agenda lists 10 items. He explained it is the hope of SRS that House Public Health and Welfare Committee will introduce these bills.

- 1, SRS is proposing no person be admitted to a Title XIX adult care home without first being screened by the agency in regard to appropriateness of such placement.
- 2, SRS is proposing to amend income withholding act by deleting the 10-day grace period from the criteria which must occur before implementation of income withholding.
- 3, SRS is proposing that security officers employed at state hospitals/institutions operated by SRS be required to complete law enforcement training within one year of their appointment.
- 4, SRS is proposing the Secretary be authorized to sell certain surplus property located North of Topeka State Hospital and Interstate 70.
- 5, SRS is proposing deletion of the provision that sunsets the Kansas community mental retardation facilities assistance act, June 30, 1987.
- 6, SRS is proposing fees collected by the Ks. Commission for deaf and hearing impaired be deposited in the social welfare fund for further use by the commission in lieu of being returned to the state general fund.
- 7, SRS is proposing to amend Kansas law concerning interpreter services.
- 8, SRS is proposing to amend the criminal code concerning aggravated juvenile delinquency to delete the material concerning willful burning and the commission of aggravated assault from the definition of the crime and to substitute the commission of any act which if committed by an adult would be classified as a felony.

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON PUBLIC HEALTH AND WELFARE,
room 423-S, Statehouse, at 1:30 a.m./p.m. on January 20, 1987

9, SRS is proposing that the child in need of care code be amended to allow the court to consider the number of times the child has been placed outside the child's own home and the length of time the child has been placed outside the home in making a determination concerning the termination of parental rights.

10, SRS is proposing that an evidentiary hearing be required within 18 months after a child is placed outside the child's home and every 12 months thereafter until permanent placement has been accomplished.

Dr. Harder answered numerous questions from members during and after his presentation. After discussion was held, Representative Blumenthal made a motion this committee introduce the recommendations of SRS presented this date, 1 through 4, and 6 through 10. (eliminating No. 5, which has already been addressed in a bill currently drafted). Motion seconded by Representative Cribbs. Vote taken, motion carried.

Dr. Harder then gave a comprehensive analysis of the Annual Report of the Department of SRS, calling attention to specific items, graphs, charts, activity data reports. He answered numerous questions during and after the report.

Meeting adjourned.

STATE DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

1987 LEGISLATIVE AGENDA

January 20, 1987

ADULT SERVICES

1. AN ACT concerning adult care homes; relating to screening of admissions by the secretary of social and rehabilitation services.
 - The agency is proposing that no person (including persons not receiving assistance) be admitted to a Title XIX adult care home without first being screened by the agency in regard to the appropriateness of such placement.

INCOME MAINTENANCE AND MEDICAL SERVICES

2. AN ACT concerning support of certain persons; relating to the enforcement of orders for child support by income withholding and the uniform reciprocal enforcement of support act; amending K.S.A. 23-463, 23-472, 23-483, 23-486 and 23-488 and K.S.A. 1986 Supp. 23-452, 23-462, 23-473, 23-487 and 23-4,107 and repealing the existing sections.
 - The agency is proposing to amend the income withholding act by deleting the 10-day grace period from the criteria which must occur before implementation of income withholding. The bill also proposes a change to Kansas URESA law to insure that support orders issued by agencies of other states are given full faith and credit.

MENTAL HEALTH AND RETARDATION SERVICES

3. AN ACT concerning security officers employed by the secretary of social and rehabilitation services; amending K.S.A. 74-5602 and 76-12a17 and repealing the existing sections.
 - The agency is proposing that security officers employed at state hospitals and institutions operated by SRS be required to complete law enforcement training (in lieu of correctional officer training) within one year of their appointment.

PH+W
1-20-87
Attn: #1.

4. AN ACT concerning the disposition of surplus real property by the secretary of social and rehabilitation services.

-- The agency is proposing that the secretary be authorized to sell certain surplus real property located north of Topeka State Hospital and Interstate 70.

5. AN ACT concerning the Kansas community mental retardation facilities assistance act; amending L. 1985, Ch. 245, New Section 1.

-- The agency is proposing the deletion of the provision that sunsets the Kansas community mental retardation facilities assistance act June 30, 1987.

REHABILITATION SERVICES

6. AN ACT concerning the Kansas commission for the deaf and hearing impaired; relating to the disposition of fees; amending K.S.A. 75-5397a and repealing the existing section.

-- The agency is proposing that fees collected by the Kansas commission for the deaf and hearing impaired be deposited in the social welfare fund for further use by the commission in lieu of being returned to the state general fund.

7. AN ACT concerning interpreter services; relating to when interpreters are required, qualifications and duties of interpreters; amending K.S.A. 75-4351, 75-4352, 75-4353 and 75-4354 and repealing the existing sections.

-- The agency is proposing to amend the Kansas law concerning interpreter services to (1) update the terminology used in the law, (2) require that an interpreter be appointed to assist in preparation for any court or civil proceeding or when any person appears before a committee or subcommittee of the state legislature or a commission created by the legislature to present testimony to such committee or commission, (3) require that the fee charged for an interpreter be included as costs in the proceeding, (4) require that an interpreter be qualified prior to being appointed, (5) require the Kansas commission for the deaf and hearing impaired to maintain a list of qualified interpreters and a recommended fee schedule, and (6) indicate that any evidentiary privilege which a speaker may have will be imputed to the interpreter.

YOUTH SERVICES

8. AN ACT concerning crimes and punishment; modifying the definition of aggravated juvenile delinquency; amending K.S.A. 1985 Supp. 21-3611 and repealing the existing section.
 - The agency is proposing to amend the criminal code concerning aggravated juvenile delinquency to delete the material concerning willful burning and the commission of aggravated assault from the definition of the crime and to substitute in lieu thereof the commission of any act which if committed by an adult would be classified as a felony.

9. AN ACT concerning the code for care of children; relating to termination of parental rights; amending K.S.A. 1985 Supp. 38-1583 and repealing the existing section.
 - The agency is proposing that the child in need of care code be amended to allow the court to consider the number of times the child has been placed outside the child's own home and the length of time the child has been placed outside the home in making a determination concerning the termination of parental rights.

10. AN ACT concerning the Kansas code for care of children; requiring a review hearing within eighteen months and periodic hearings every twelve months thereafter; amending K.S.A. 38-1565 and 38-1584 and repealing the existing sections; also repealing K.S.A. 38-1584a.
 - The agency is proposing that an evidentiary hearing be required within 18 months after a child is placed outside the child's home and every 12 months thereafter until permanent placement has been accomplished.