

Approved: 11-23-05 Date

MINUTES OF THE HOUSE CORRECTIONS & JUVENILE JUSTICE COMMITTEE

The meeting was called to order by Chairman Ward Loyd at 1:30 P.M. on March 2, 2005 in Room 241-N of the Capitol.

All members were present except:

Kathe Decker- excused  
Mike Peterson- excused  
Jim Ward- excused

Committee staff present:

Jill Wolters, Revisor of Statutes Office  
Diana Lee, Revisor of Statutes Office  
Jerry Ann Donaldson, Kansas Legislative Research  
Becky Krahl, Kansas Legislative Research  
Connie Burns, Committee Secretary

Conferees appearing before the committee:

Mark Gleeson, Office of Judicial Administration  
Representative Brenda Landwehr  
Gary Daniels, Acting Secretary SRS

Others attending:

See attached list.

Chairman Loyd opened the hearings on **HB 2200**.

**HB 2200 - Child in need of care code, certain persons could not be excluded from certain proceedings.**

Mark Gleeson, Office of Judicial Administration, appeared in support of the bill. (Attachment 1) The committee was also briefed on the efforts to establish two Parent Ally pilot projects in compliance with 2003 HB 2125. The project was intended to address what was then a provision of current law allowing other persons to be present in a CINC proceeding unless one or more parties objects to their attending the hearing. If a party objected, other persons could not be present.

The parent ally orientation program is not without risk and resistance. Judges are understandably cautious about allowing unrelated parties into the confidential child in need of care proceedings. HB 2125 set no restrictions on who the parent could designate as an "advocate" and it is possible that the designee could pose a threat to the child.

Two amendments were requested .

1. To change the name of the designee from "parent advocate" to "parent ally." The name "advocate" has created some confusion, particularly in Sedgwick County, with individuals wanting to assume a role similar the parent's attorney or case worker.
2. Asking to clarify the ability of the judge to exclude from the hearing persons whose presence would be disruptive to the proceedings.

This latter change also assures judges across the state that they are not required to wait for an individual to become disruptive when that person's presence in the courtroom, in and of itself, creates a real or perceived threat to the child or other parties.

Representative Brenda Landwehr, appeared in support of the bill. (No written testimony provided)

Chairman Loyd closed the hearing on **HB 2200**.

Gary Daniels, Acting Secretary, Kansas Department of Social and Rehabilitation Services (SRS) provided an overview of the Department for the committee. (Attachment 2) SRS has three divisions:

- Health Care Policy
- Integrated Service Delivery
- Administration

#### Health Care Policy:

- Addiction and Prevention Services
- Community Supports and services
- Medical Policy/Medicaid
- Mental Health Services
- State Hospitals

#### Integrated Service Delivery

- Child Protective Services
- Child Support services
- Children and Family services
- Economic and Employment Support
- Child Care and Early Childhood Development
- Rehabilitative services
- Regional Offices

#### Administration

- Accounting & Administrative Operations
- Audit and Consulting Services
- Financial Management
- Customer Affairs
- Human Resources
- Information Technology
- Legal
- Legislative Affairs
- Media Affairs
- Strategic Management Support

Information was provided on Medicaid expenditures and beneficiaries for FY 2004, and an overview of the State Mental Health Hospitals. The division outcome for the Integrated Service Delivery Division and statistics on who receives Public Assistance was also provided.

SRS Expenditures by Category and after reorganization for the new Proposed Department of Human Services for the FY 2006 Governor's Budget Recommendation. The old SRS Department budget total \$2,801.2 million and the reorganized Department of Human services total budget is \$1,362.9 million.

The meeting was adjourned at 3:10 pm. The next meeting is March 7, 2005.