

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on **Corrections and Juvenile Justice** recommends **HB 2501** be amended on page 10, following line 10, by inserting:

"Sec. 7. K.S.A. 2013 Supp. 65-535 is hereby amended to read as follows: 65-535. (a) A staff secure facility shall:

(1) Not include construction features designed to physically restrict the movements and activities of residents, but shall have a design, structure, interior and exterior environment, and furnishings to promote a safe, comfortable and therapeutic environment for the residents;

(2) implement written policies and procedures that include the use of a combination of supervision, inspection and accountability to promote safe and orderly operations;

(3) rely on locked entrances and delayed-exit mechanisms to secure the facility, and implement reasonable rules restricting entrance to and egress from the facility;

(4) implement written policies and procedures for 24-hour-a-day staff observation of all facility entrances and exits;

(5) implement written policies and procedures for the screening and searching of both residents and visitors;

(6) implement written policies and procedures for knowing the whereabouts of all residents at all times and for handling runaways and unauthorized absences; and

(7) implement written policies and procedures for determining when the movements and activities of individual residents may, for treatment purposes, be restricted or subject to control through the use of intensive staff supervision.

(b) A staff secure facility shall provide the following services to children placed in such facility:

- (1) Case management;
- (2) life skills training;
- (3) health care;
- (4) mental health counseling;
- (5) substance abuse screening and treatment; and
- (6) any other appropriate services.

(c) Service providers in a staff secure facility shall be trained to counsel and assist victims of human trafficking and sexual exploitation.

~~(d) The person responsible for 24-hour-a-day staff observation of all facility entranees and exits shall be a retired or off-duty law enforcement officer.~~

~~(1) As used in this subsection, "retired law enforcement officer" means any former member of any duly organized federal, state, county or municipal law enforcement organization who by virtue of office or public employment was vested by law with a duty to maintain public order or to make arrests for crimes, whether that duty extended to all crimes or was limited to specific crimes.~~

~~(2) As used in this subsection, "off-duty law enforcement officer" means any off-duty member of any duly organized federal, state, county or municipal law enforcement organization who by virtue of office or public employment is vested by law with a duty to maintain public order or to make arrests for crimes, whether that duty extends to all crimes or is limited to specific crimes.~~

~~(e)~~ (d) If the staff secure facility is on the same premises as that of another licensed facility, the living unit of the staff secure facility shall be maintained in a separate, self-contained unit. No staff secure facility shall be in a city or county jail.

~~(f)~~ (e) The secretary of health and environment, in consultation with the attorney general,

shall promulgate rules and regulations to implement the provisions of this section on or before January 1, 2014.

~~(g)~~(f) This section shall be part of and supplemental to article 5 of chapter 65 of the Kansas Statutes Annotated, and amendments thereto.";

Also on page 10, in line 12, by striking "and" and inserting a comma; also in line 12, after "22-4704" by inserting "and 65-535";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking all after "concerning"; in line 2, by striking "to"; also in line 2, after "crimes;" by inserting "relating to"; in line 3, after "relations;" by inserting "staff secure facility requirements;"; in line 4, by striking the first "and" and inserting a comma; also in line 4, after "22-4704" by inserting "and 65-535"; and the bill be passed as amended.

Chairperson