

House Substitute for SENATE BILL No. 167

By Committee on Corrections and Juvenile Justice

3-22

1 AN ACT concerning the commissioner of juvenile justice; powers to
2 establish new community based service alternatives to residential care;
3 new residential services levels and establishment of performance
4 measures.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. (a) In order to ensure the most effective and efficient
8 juvenile justice services are delivered in Kansas, the commissioner of
9 juvenile justice may establish new and innovative community based
10 programming as an alternative to residential care for juvenile offenders.

11 (b) In order to improve the efficacy and efficiency of the residential
12 service system for juvenile offenders and to ensure their criminogenic
13 needs are addressed, the commissioner of juvenile justice may establish
14 new standards and performance-based outcomes.

15 (c) The commissioner as part of changing any existing program or
16 establishing new programming may:

17 (1) Establish performance measures and standards for each
18 community based service, which include admission and discharge criteria
19 and appropriate lengths of service;

20 (2) establish contractual reporting timelines for data to be submitted
21 related to performance measures to be collected from each contracted
22 provider. Data shall be collected not less than quarterly;

23 (3) establish mechanisms for the longitudinal reporting and tracking
24 of youth to determine both short and long term efficacy of the programs;

25 (4) establish evidence-based practices or cognitive behavioral
26 interventions which may be required to be provided by the program;

27 (5) require the use of an evidence-based screening or assessment tool
28 for youth to be eligible for any service; and

29 (6) establish requirements that are more stringent than the licensing
30 standards used by the department of health and environment to be a
31 contract provider.

32 (d) Performance measures shall have standard definitions which are
33 established by the commissioner. Performance measures may include, but
34 not be limited to:

35 (1) Recidivism rates of youth served by the program are consistent
36 with national best practices;

1 (2) youth's educational progress or attainment of a high school
2 diploma, general educational development (GED) certificate or progress in
3 a career or technical education program;

4 (3) measures of safety and welfare of the youth, which may include
5 such things as the number of runaways from the facility, number of
6 substantiated reports of abuse or neglect, number of injuries sustained by
7 youth or staff or other incidents;

8 (4) measures of the programs engagement in community activities
9 promoting pro-social relationships such as faith-based programming,
10 opportunities for mentorship and community service; and

11 (5) any measure determined by the commissioner which would
12 demonstrate the efficiency and effectiveness of the program on addressing
13 the needs of juvenile offenders.

14 (e) The commissioner may make public and distribute each contract
15 provider's performance related to performance measures.

16 Sec. 2. The commissioner of juvenile justice shall report to the house
17 committee on corrections and juvenile justice and the senate committee on
18 judiciary at the beginning of the 2014 legislative session the progress that
19 has been made toward establishing new community based services and
20 performance measures.

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