

SENATE BILL No. 77

By Committee on Judiciary

2-1

1 AN ACT concerning children and minors; relating to children with
2 problem sexual behavior; Kansas department for children and families;
3 voluntary services.
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. (a) (1) In addition to any services required under K.S.A.
7 2018 Supp. 38-2201 et seq., and amendments thereto, after the department
8 for children and families receives a report of child abuse or neglect where
9 the subject of the report is a child with problem sexual behavior and the
10 department determines that a joint investigation with law enforcement is
11 required in accordance with K.S.A. 2018 Supp. 38-2226, and amendments
12 thereto, the department shall immediately offer counseling and, as needed,
13 additional services to:

14 (A) The child with problem sexual behavior; and

15 (B) such child's family.

16 (2) Such services shall be voluntary, unless the department
17 determines there will be a high risk of future sexual abuse by the child
18 with problem sexual behavior if such child or such child's family refuses to
19 accept the services. The department shall thoroughly document:

20 (A) Offers by the department to provide voluntary services;

21 (B) the reasons these services are important to reduce the risk of
22 future sexual abuse by the child;

23 (C) whether services were accepted and provided; and

24 (D) the outcome for the child and family.

25 (b) As used in this section, "child with problem sexual behavior"
26 means a person less than 18 years of age who has allegedly committed
27 sexual abuse against another person less than 18 years of age.

28 (c) Nothing in this section shall prohibit any other investigation or
29 action by the department or law enforcement that is otherwise authorized
30 by law.

31 (d) This section shall be a part of and supplemental to the revised
32 Kansas code for care of children, K.S.A. 2018 Supp. 38-2201 et seq., and
33 amendments thereto.

34 Sec. 2. This act shall take effect and be in force from and after its
35 publication in the statute book.