

February 10, 2012

The Honorable Pat Colloton, Chairperson
House Committee on Corrections and Juvenile Justice
Statehouse, Room 167-W
Topeka, Kansas 66612

Dear Representative Colloton:

SUBJECT: Fiscal Note for HB 2559 by Representative Smith, et al.

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2559 is respectfully submitted to your committee.

HB 2559 would amend current law regarding public school safety to require each local board of education to include unlawful possession or use of alcohol, drugs and controlled substances in its school safety policy. In addition, the bill would have a requirement for a timely report to be made to the parents of all students enrolled at the school and to all school employees of any incidents considered to be a threat to other students and employees that are reported to the appropriate state or local law enforcement agency so as to protect the other students and employees and to aid in the prevention of similar incidents.

At the beginning of each school year, each board of education would make available to pupils and their parents, to school employees, and, upon request, to others, district policies and reports concerning school safety and security, including a report compiling the information reported to the State Board of Education for the immediately preceding three years.

The bill would require each school to make, keep and maintain a daily log, written in a form that can be easily understood, recording all incidents reported. The log would be maintained by a school safety or security officer, or if there is no school safety or security officer, then by the principal of such school, or the principal's designee. The log would include the nature, date, time and general location of each incident, as well as the disposition of the complaint, if known. Except where disclosure of such information would be prohibited by law or such disclosure would jeopardize the confidentiality of the victim, all entries would be open to public inspection within two business days of the initial report being made. If new information becomes available, the new information would be recorded in the log not later than two business days after becoming available.

The Honorable Pat Colloton, Chairperson

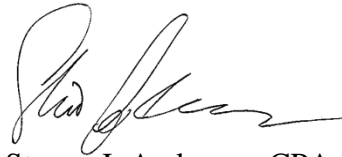
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If there would be clear and convincing evidence that the release of the information in the log would jeopardize an ongoing criminal investigation or safety of an individual, cause a suspect to flee or evade detection, or result in the destruction of evidence, the information may be withheld until that damage is no longer likely to occur from the release of information. Entries shall be maintained in the log for a period of seven years from the date the incident occurred.

According to the Kansas Department of Education, enactment of HB 2559 would have no fiscal effect.

Sincerely,

A handwritten signature in black ink, appearing to read "Steven J. Anderson", with a long horizontal flourish extending to the right.

Steven J. Anderson, CPA, MBA
Director of the Budget

cc: Dale Dennis, Education