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TO: Joint Committee on Corrections and Juvenile Justice Oversight

FROM: Kansas Judicial Council – Christy Molzen *CKM*

DATE: November 15, 2016

RE: Update on Judicial Council study of HB 2639 – Written only

In May 2016, Representative Ramon Gonzalez asked the Judicial Council to study 2016 HB 2639 enacting the emergency observation and treatment act. The Judicial Council agreed to undertake the study and created a new advisory committee for the purpose. In forming the Advisory Committee on HB 2639, the Judicial Council invited both proponents and opponents of the bill to participate. As always, the Council's goal was to bring people on all sides of the issue to the table in hopes of facilitating communication and consensus. A list of the Advisory Committee's members is attached.

The Advisory Committee has held three meetings and one drafting subcommittee meeting so far this fall. Committee members have expressed a willingness to seek compromise and look for ways to address the due process concerns that have been raised about the bill in hopes of reaching consensus on an alternative bill. At the Committee's last meeting on November 4, it became apparent that the Committee will need additional time to complete this task. Accordingly, it has scheduled two more meetings, one on November 30 and one on December 16. The Advisory Committee's report will be submitted to the Judicial Council for approval via conference call in late December and will be available to the 2017 legislature.

COMMITTEE MEMBERS

The members of the Judicial Council Advisory Committee on H.B. 2639 are:

Phil Martin, Chair, practicing attorney; Larned
Kip Elliot, Disability Rights Center of Kansas; Topeka
Lael Ewy, Behavioral Health Systems Specialist at Wichita State University; Wichita
Hon. Amy Harth, District Judge in Miami County; Paola
John H. House, former attorney for SRS (now KDADS); Topeka
Nancy Jensen, Self-advocate; Wichita
Ed Klumpp, Kansas Association of Chiefs of Police, Kansas Sheriffs Association, and
Kansas Peace Officers Association; Tecumseh
Susan Crain Lewis, Mental Health America of the Heartland; Kansas City
Hon. Kate Lynch, District Judge in Wyandotte County; Kansas City
Bill Rein, Superintendent of Larned State Hospital and former Commissioner of
Behavioral Health for the Kansas Department on Aging and Disability Services; Larned
Jane Rhys, Ph.D.; Topeka
Ann Sagan, Shawnee County Public Defender; Topeka
Julie Solomon, Vice President, Emergency and Stabilization Services at Wyandot, Inc.;
Kansas City
Colin Thomasset, Association of Community Mental Health Centers of Kansas, Inc.;
Topeka
Dr. John Whipple, Kansas Psychiatric Society; Lawrence