

SESSION OF 2015

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 56**

As Amended by Senate Committee on  
Corrections and Juvenile Justice

**Brief\***

SB 56, as amended, would amend the crime of promotion to minors of material harmful to minors by adding persons having custody, control, or supervision of any public establishment as persons prohibited from engaging in conduct covered by the crime. The bill also would remove public, private, and parochial schools from an affirmative defense provided for educational institutions that obtain and disseminate the allegedly harmful material or device as part of or incident to an approved course or program of instruction at the institution.

**Background**

The bill was introduced by the Senate Committee on Judiciary at the request of Senator Pilcher-Cook.

In the Senate Committee on Corrections and Juvenile Justice, Senator Pilcher-Cook and a representative of American Family Action of Kansas and Missouri testified in support of the bill. Written testimony opposing the bill was submitted by representatives of the American Civil Liberties Union of Kansas, Kansas National Education Association, and Planned Parenthood Advocates of Kansas and Mid-Missouri.

The Senate Committee amended the bill to add the provision regarding public establishments.

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

According to the fiscal note prepared by the Division of the Budget on the bill, as introduced, the Office of Judicial Administration indicates some prosecutions of public, private, or parochial schools could be filed under the bill's provisions, but it is not anticipated there would be a significant number of cases. However, an accurate estimate or fiscal effect cannot be given. Any fiscal effect is not reflected in *The FY 2016 Governor's Budget Report*.