

House Substitute for SENATE BILL No. 126

By Committee on Children and Seniors

3-23

1 AN ACT establishing the foster care task force.

2
3 *Be it enacted by the Legislature of the State of Kansas:*

4 Section 1. (a) There is hereby established the foster care task force.
5 The task force shall: Review the level of oversight and supervision by the
6 Kansas department for children and families over foster care contractors,
7 including, but not limited to, reports from the division of post audit and the
8 2015 and 2016 special committees on foster care adequacy; and review the
9 duties of those individuals responsible for foster children and other such
10 areas of concern regarding foster care. At the beginning of the 2018
11 regular session of the legislature, the task force shall submit to the
12 president of the senate, the speaker of the house of representatives, the
13 house committee on children and seniors and the senate committee on
14 public health and welfare ~~a recommended~~ ~~separate~~ ~~action~~ ~~plan~~
15 regarding the safety and well-being of the children of the state of Kansas;
16 ~~and that may include proposed changes to current law, rules and~~
17 ~~regulations and child welfare system processes. The task force shall~~
18 ~~submit progress reports at the beginning of the regular session of the~~
19 ~~legislature each year thereafter.~~

20 (b) The department shall, on request, provide data and information on
21 foster care programs, including, but not limited to:

22 (1) The number of children in foster care;
23 (2) the number of children in foster care who are outside the county
24 of original residence;

25 (3) the average length of stay in foster care before reintegration with
26 the child's parents or placement in a permanent home;

27 (4) foster home licensing and inspection data, including a list of
28 prohibitive offenses for foster home licensure;

29 (5) the annual numbers and types of cases of substantiated and
30 documented maltreatment of foster children and actions taken by the
31 department and its contracting agencies to resolve such cases;

32 (6) foster home ~~alcohol, tobacco~~ ~~and~~ firearm use rules and
33 regulations;

34 (7) the latest quarterly reports from foster care contractors;

35 (8) an annual crossover youth report examining the number of youth
36 exiting home placement who are subsequently adjudicated as juvenile

improvements

1 offenders; and

2 (9) the number and the types of arrests or convictions, or both, of
3 foster parents;

4 ~~(10) the highest, lowest and average number of days between a child's
5 removal from the parental home and adjudication; and
6 (11) information on the number of days of school missed per year by
7 foster care children, by grade, for grades one through 12.~~

8 (c) The task force shall consist of 18 voting members appointed as
9 follows:

10 (1) Two members of the house committee on children and seniors
11 appointed by the speaker of the house of representatives;

12 (2) one member of the house committee on children and seniors
13 appointed by the minority leader of the house of representatives;

14 (3) two members of the senate committee on public health and
15 ~~welfare~~ appointed by the president of the senate;

16 (4) one member of the senate committee on public health and welfare
17 appointed by the minority leader of the senate;

18 (5) ~~two~~ members of the house of representatives appointed by the
19 speaker of the house of representatives;

20 (6) one member of the house of representatives appointed by the
21 minority leader of the house of representatives;

22 (7) ~~two~~ members of the senate appointed by the president of the
23 senate;

24 (8) one member of the senate appointed by the minority leader of the
25 senate; and

26 (9) ~~six~~ members jointly appointed by the speaker of the house of
27 representatives and the president of the senate, as follows:

28 (A) A district court judge who maintains a child in need of care
29 docket;

30 (B) a district magistrate judge appointed or elected to serve a county
31 in Kansas other than Douglas, Johnson, Sedgwick, Shawnee or Wyandotte
32 county;

33 (C) ~~a member of the Kansas CASA association;~~
34 (D) a social worker licensed by the behavioral sciences regulatory
35 board;

36 (E) a guardian ad litem; and
37 (F) a law enforcement officer;

38 (d) The secretary for children and families and each entity that
39 contracts with the department to provide reintegration, foster care
40 and adoption services shall individually appoint one ex officio non-
41 voting member to the task force to provide information and advice to
42 the task force.

43 (e) (1) Legislative members shall be appointed for terms coinciding

(G) a foster parent who is a representative of a foster parent organization; and
(H) a family law attorney with experience in providing legal services to parents and grandparents in child in need of care cases

court-appointed special advocate

eight

one member

one member

1 with the legislative terms for which such legislative members are elected
2 or appointed.

3 (2) Members jointly appointed by the speaker of the house of
4 representatives and the president of the senate shall be appointed for a
5 term ending on July 1, 2020.

6 (3) **Ex officio members shall be appointed for a term ending on**
7 **July 1, 2020.**

8 (4) All members appointed to fill vacancies in the membership of the
9 task force and all members appointed to succeed members appointed to
10 membership on the task force shall be appointed in the manner provided
11 for the original appointment of the member succeeded.

12 ~~(f)~~ The members originally appointed as members of the task force
13 shall meet, upon the call of an appointed member designated by the
14 speaker of the house of representatives as the first chairperson, within 30
15 days of the effective date of this act. The vice-chairperson of the task force
16 shall be ~~selected by a quorum of the task force. Annually thereafter, the~~
17 ~~chairperson and vice-chairperson shall be selected by a quorum of the task~~
18 ~~force members.~~ On and after the effective date of this act, the task force
19 shall meet at least six times a year on the call of the chairperson.
20 Additional meetings may be held on the call of the chairperson when
21 urgent circumstances exist that require such meetings. ~~Nine~~ **Ten voting**
22 members of the task force shall constitute a quorum.

23 ~~(g)~~ If approved by the legislative coordinating council, members of
24 the task force attending meetings authorized by the task force shall receive
25 amounts provided for by K.S.A. 75-3223(e), and amendments thereto.

26 ~~(h)~~ In accordance with K.S.A. 46-1204, and amendments thereto,
27 the legislative coordinating council may provide for such legislative and
28 professional services as may be requested by the task force.

29 ~~(i)~~ The provisions of this section shall expire on July 1, 2020.

30 Sec. 2. This act shall take effect and be in force from and after its
31 publication in the Kansas register.

appointed by the president of the senate. The roles of chairperson and vice-
chairperson shall alternate annually between the members appointed by the
speaker of the house of representatives and the president of the senate