

SESSION OF 2021

SUPPLEMENTAL NOTE ON SENATE BILL NO. 204

As Amended by House Committee on Judiciary

Brief*

SB 204, as amended, would create a provision within the Kansas Criminal Code to prohibit a court from requiring or ordering a victim of a crime to submit to or undergo a psychiatric or psychological examination in the prosecution for such crime.

The bill would be in effect upon publication in the *Kansas Register*.

Background

The bill was introduced by the Senate Committee on Judiciary at the request of a representative of Kansas County and District Attorneys Association (KCDAA).

[*Note:* SB 204 contains provisions similar to those of 2020 SB 355, as amended by the Senate Committee on Judiciary].

Senate Committee on Judiciary

In the Senate Committee hearing on February 17, 2021, a representative of the KCDAA testified as a **proponent** of the bill. Written-only **proponent** testimony was provided by a representative of the Kansas Coalition Against Sexual and Domestic Violence (KCSDV).

*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>

Written-only neutral testimony was provided by a representative of the Kansas Association for Criminal Defense Lawyers (KACDL). No other testimony was provided.

On February 17, 2021, the Senate Committee recommended the bill be placed on the Consent Calendar.

House Committee on Judiciary

In the House Committee hearing on March 11, 2021, representatives of the KCDAA and KCSDV testified as **proponents** of the bill. Written-only **proponent** testimony was provided by a representative of Children's Advocacy Centers of Kansas, Inc.

Written-only neutral testimony was provided by a representative of KACDL. No other testimony was provided

On March 24, 2021, the House Committee amended the bill to change its effective date to upon publication in the *Kansas Register*.

Fiscal Information

According to the fiscal note prepared by the Division of the Budget on the bill as introduced, the Office of Judicial Administration indicates enactment of the bill would have a negligible fiscal effect on the operations of the Judicial Branch.

Criminal procedure; crimes; punishment; psychiatric or psychological examination; victims