

**CONFERENCE COMMITTEE REPORT BRIEF  
HOUSE BILL NO. 2015**

As Agreed to April 4, 2023

**Brief\***

HB 2015 would modify the law governing court-ordered infectious disease testing.

Current law allows the head of an agency or head of an entity that employs certain persons to petition a court to apply for a court-ordered infectious disease test of another person when an employee is exposed to the transmission of bodily fluids of another person during the course of their work. Employees within the scope of this law include corrections officers, emergency services staff, juvenile correctional facility staff, and law enforcement employees.

The bill would allow a designee of the head of an agency or head of an entity to apply for such court-ordered testing.

The bill would also make technical changes to ensure consistency in statutory phrasing.

**Conference Committee Action**

The Conference Committee agreed to the contents of HB 2015 as passed by the House.

**Background**

The bill was introduced by the House Committee on Judiciary by a representative of the Kansas Association of Chiefs of Police, Kansas Peace Officers Association, and Kansas Sheriffs Association.

***House Committee on Judiciary***

In the House Committee hearing on January 19, 2023, a representative of the Kansas Association of Chiefs of Police, Kansas Peace Officers Association, and Kansas Sheriffs Association (law enforcement organizations) testified as a **proponent** of the bill, stating the bill would update the law by providing more flexibility in allowing a designee of an agency head to request infectious disease testing. No other testimony was provided.

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\*Conference committee report briefs are prepared by the Legislative Research Department and do not express legislative intent. No summary is prepared when the report is an agreement to disagree. Conference committee report briefs may be accessed on the Internet at <http://www.kslegislature.org/kIRD>

### ***Senate Committee on Judiciary***

In the Senate Committee hearing on February 9, 2023, the same representative of the law enforcement organizations described in the House Committee hearing testified as a **proponent** of the bill and gave testimony that was substantially similar to that provided to the House Committee. No other testimony was provided.

The Senate Committee amended the bill to make it effective upon publication in the *Kansas Register*. [*Note: The Conference Committee did not retain this amendment.*]

### ***Senate Committee of the Whole***

The Senate Committee of the Whole amended the bill to add a requirement that the application for court-ordered testing include a licensed physician's statement that the testing is required for medical treatment of the exposed employee. [*Note: The Conference Committee did not retain this amendment.*]

### **Fiscal Information**

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

Court order; infectious disease testing; employees; employers

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