

## CONFERENCE COMMITTEE REPORT

MR. SPEAKER and MR. PRESIDENT: Your committee on conference on Senate amendments to **HB 2075** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee of the Whole amendments, as follows:

On page 1, following line 8, by inserting:

"Section 1. K.S.A. 2024 Supp. 38-2231 is hereby amended to read as follows: 38-2231.

(a) A law enforcement officer or court services officer shall take a child under 18 years of age into custody when:

(1) The law enforcement officer or court services officer has a court order commanding that the child be taken into custody as a child in need of care; or

(2) the law enforcement officer or court services officer has probable cause to believe that a court order commanding that the child be taken into custody as a child in need of care has been issued in this state or in another jurisdiction.

(b) A law enforcement officer shall take a child under 18 years of age into custody when the officer:

(1) Reasonably believes the child will be harmed if not immediately removed from the place or residence where the child has been found; or

(2) ~~has probable cause to believe that the child is a runaway or a missing person or a verified missing person entry for the child can be found in the national crime information center missing person system;~~

(3) ~~reasonably believes the child is a victim of human trafficking, aggravated human trafficking or commercial sexual exploitation of a child; or~~

~~(4)~~—reasonably believes the child is experiencing a behavioral health crisis and is likely to cause harm to self or others.

(c) A law enforcement officer shall explore other options to separate the child from the source of harm before removal of such child as provided in subsection (b).

(d) The secretary shall provide an electronic means of communication for a responding law enforcement officer to refer a child who may be a victim of abuse or neglect to the secretary. The secretary shall receive such referrals and, within 24 hours, initiate an investigation of abuse or neglect and contact the persons who are the subject of such investigation. Then, within 24 hours of such contact, the secretary shall respond to the referring law enforcement agency with the status of the investigation.

(e) A law enforcement officer shall take a child under 18 years of age into custody when the officer:

(1) Has probable cause to believe that the child is a runaway or a missing person or a verified missing person entry for the child can be found in the national crime information center missing person system; or

(2) reasonably believes that the child is a victim of human trafficking, aggravated human trafficking or commercial sexual exploitation of a child.

(f) (1) If a person provides shelter to a child whom the person knows is a runaway, such person shall promptly report the child's location either to a law enforcement agency or to the child's parent or other custodian.

(2) If a person reports a runaway's location to a law enforcement agency pursuant to this section and a law enforcement officer of the agency has reasonable grounds to believe that it is in the child's best interests, the child may be allowed to remain in the place where shelter is being provided, subject to subsection ~~(b)~~ (e), in the absence of a court order to the contrary. If the

child is allowed to so remain, the law enforcement agency shall promptly notify the secretary of the child's location and circumstances.

~~(d)~~(g) Except as provided in subsections (a) ~~and~~, (b) and (e), a law enforcement officer may temporarily detain and assume temporary custody of any child subject to compulsory school attendance, pursuant to K.S.A. 72-3120, and amendments thereto, during the hours school is actually in session and shall deliver the child pursuant to K.S.A. 38-2232(g), and amendments thereto.";

Also on page 1, in line 26, after "(1)" by inserting "Review with all present parties, including parents and interested parties, the current permanency goal and, on the record, inquire of each party whether each party: (A) Participated in the most recent permanency plan; (B) received a copy of such plan; and (C) has made reasonable efforts to achieve the permanency goal in place at the time of the hearing. If a party did not participate in such plan, the court shall inquire the reasoning for nonparticipation. If a party did not receive a copy of the most recent permanency plan, the court shall order the secretary to provide such party with such copy within two business days of entering such order.

(2)";

Also on page 1, in line 27, by striking "or reintegrate";

On page 3, in line 16, by striking all after the period; by striking all in lines 17 and 18; in line 19, by striking all before "If"; in line 20, by striking "or" and inserting a comma; also in line 20, after "(2)" by inserting "or (3)";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly;

On page 5, in line 13, after "Supp." by inserting "38-2231 and"; also in line 13, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the semicolon by inserting "determining when a law enforcement officer may or shall take a child into custody; requiring the secretary for children and families to provide means for a law enforcement officer to refer potential cases of abuse or neglect and that the secretary provide a response to such referrals within 24 hours; requiring the court to review parent and interested party involvement in permanency planning;"; in line 5, after "Supp." by inserting "38-2231 and"; in line 6, by striking "section" and inserting "sections";

And your committee on conference recommends the adoption of this report.

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Conferees on part of Senate

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Conferees on part of House