



February 4, 2026

The Honorable Kellie Warren, Chairperson
Senate Committee on Judiciary
300 SW 10th Avenue, Room 346-S
Topeka, Kansas 66612

Dear Senator Warren:

SUBJECT: Fiscal Note for SB 408 by Senate Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning SB 408 is respectfully submitted to your committee.

SB 408 would change the Kansas Code for Care of Children by amending the definition of “child in need of care” to exclude a child in age-appropriate independent activities, unless the parent or guardian knowingly or recklessly ignored an obvious danger given the child’s age, maturity, and abilities. “Child in need of care” would not mean an individual less than 18 years of age at the time of the filing of the petition or issuance of the ex parte protective custody order and who is engaging in independent activities without adult supervision, if the independent activities are appropriate based on the child’s age, maturity and mental abilities. The bill would also clarify that lack of supervision does not constitute conduct that is so grossly negligent as to endanger the health or safety of the child. The bill would also define “independent activities.”

The Department for Children and Families and the Office of Judicial Administration indicate that enactment of SB 408 would have no fiscal effect on the agency or the courts.

Sincerely,

Adam C. Proffitt
Director of the Budget

cc: Trisha Morrow, Judiciary
Kim Holter, Department for Children & Families