

SESSION OF 2021

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 56**

As Amended by House Committee on Judiciary

**Brief\***

SB 56, as amended, would amend law related to notices offering help to victims of human trafficking to require a prominent notice of such help be posted in any place required to post notices pursuant to:

- The Kansas Act Against Discrimination;
- The Kansas Age Discrimination in Employment Act;
- Kansas child labor law;
- Employment security law, rules, and regulations; or
- The Workers Compensation Act and adopted rules and regulations related to that Act.

Additionally, the bill would require the notice be posted in a location visible to members of the public in the following public places:

- Sexually oriented businesses, as defined in continuing law as an adult arcade, adult bookstore, adult novelty store, adult video store, adult cabaret, adult motel, adult motion picture theater, adult theater, escort agency, nude model studio or sexual encounter center;
- Massage parlors;

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\*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>

- Health care facilities;
- Convenience stores and truck stops; and
- Rest areas and visitors centers under State supervision or control.

The bill would require the Attorney General to adopt rules and regulations prescribing the content, size, and other characteristics of such notice.

The bill also would remove from the notice requirement specific content regarding the National Human Trafficking Hotline that must be included and outdated language regarding the Secretary of Labor's duty to implement a human trafficking awareness education plan.

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 the Office of the Attorney General.

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

In the Senate Committee hearing on February 2, 2021, a representative of the Human Trafficking Advisory Board within the Office of the Attorney General and a representative of the Topeka Shawnee County Anti-Human Trafficking Coalition testified as **proponents** of the bill. Representatives of Fuel True, Kansas Hospital Association, Kansas Association of Chiefs of Police, Kansas Peace Officers Association, and Kansas Sheriffs Association provided written-only **proponent** testimony.

No other testimony was provided.

On February 3, 2021, the Senate Committee recommended the bill be placed on the Consent Calendar.

### ***House Committee on Judiciary***

In the House Committee hearing on March 22, 2021, a representative of the Human Trafficking Advisory Board within the Office of the Attorney General testified as a **proponent**. Representatives of Fuel True, Johnson County Sheriff's Office, Kansas Catholic Conference, Kansas Hospital Association, and Topeka Shawnee County Anti-Human Trafficking Coalition and a representative of Kansas Association of Chiefs of Police, Kansas Peace Officers Association, and Kansas Sheriffs Association provided written-only **proponent** testimony.

On March 23, 2021, the House Committee amended the bill to make it effective upon publication in the *Kansas Register*.

### **Fiscal Information**

According to the fiscal note prepared by the Division of Budget on the bill, as introduced, the Office of the Attorney General estimates enactment of the bill would require additional printing and postage expenditures from the State General Fund ranging from \$2,990 to \$6,590 for FY 2021 and FY 2022.

The provision requiring posting in state-sponsored rest areas and visitor centers could require additional expenditures from the Kansas Department of Transportation (KDOT) if the agency is required to print notices. KDOT is unable to provide an estimate because the content, size, and other characteristics of the notice would be set by the Attorney General at a later date. All expenditures would be from the State Highway Fund. KDOT indicates it could absorb

additional expenditures within its current expenditure limitation.

The Department of Labor (Department) indicates enactment of the bill would have no fiscal effect on the agency, but states current law requires the Department to develop and implement an education plan regarding human trafficking. The Department states this education plan currently does not exist and therefore \$80,000 from the State General Fund is needed in FY 2022 to complete this process. Of that amount, \$32,000 would be for salary and wage expenditures for a 0.50 FTE position and \$48,000 would be for related operating expenditures to complete and develop the education plan.

The Kansas Human Rights Commission indicates enactment of the bill would have no fiscal effect on its agency. Any fiscal effect associated with enactment of the bill is not reflected in *The FY 2022 Governor's Budget Report*.

Human trafficking; notice; Attorney General