

HOUSE BILL No. 2723

By Committee on Welfare Reform

Requested by Jason Watkins on behalf of the Sedgwick County Commission

2-6

House Committee on Welfare Reform
HB2723

Prepared by: Office of Revisor of Statutes

1 AN ACT making and concerning appropriations for the fiscal year ending
2 June 30, 2025; relating to the department for aging and disability
3 services; creating a grant program to fund proposed homeless shelter
4 infrastructure; establishing requirements for such grants awarded.
5

6 *Be it enacted by the Legislature of the State of Kansas:*
7 Section 1.

KANSAS DEPARTMENT FOR
AGING AND DISABILITY SERVICES

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9
10 (a) There is appropriated for the above agency from the state general
11 fund for the fiscal year ending June 30, 2025, the following:

12 Homeless shelter infrastructure grant.....\$40,000,000
13 *Provided*, That expenditures shall be made from the homeless shelter

14 infrastructure grant account in an amount not to exceed \$40,000,000 to
15 administer a program intended to address homeless shelter
16 infrastructure pursuant to section 2, and amendments thereto.

17 Sec. 2. (a) Subject to appropriations, the secretary for aging and
18 disability services shall develop and administer a grant program to award
19 funds to Kansas local governments to be allocated for the building of or
20 capital improvements to congregate and non-congregate shelters that
21 provide services for homeless individuals and families and persons at risk
22 of homelessness.

23 (b) For the fiscal year ending June 30, 2025, the secretary for aging
24 and disability services shall award grants to Kansas local governments
25 that:

26 (1) Propose a building plan or improvement plan for a congregate or
27 non-congregate shelter that provides services for homeless individuals and
28 families and persons at risk of homelessness;

29 (2) provide wraparound housing services to homeless individuals and
30 families and persons at risk of homelessness;

31 (3) collect data required by the department of housing and urban
32 development;

33 (4) prioritize long-term wraparound services for persons who are
34 Kansas residents or have proof of presence within Kansas for eight
35 consecutive months;

As used in this section:
(1) "shelter" means any facility which primary purpose is to provide temporary or transitional shelter for the general population or a specific population of homeless individuals or families.
(2) "wraparound services" means any program that serves the underlying vocational, behavioral or physical health needs of the general population or a specific population of homeless individuals or families.
Redesignate sections accordingly

strike in line 29

strike in line 33

Strike in lines 1 and 2

~~(5) provide long-term wraparound services prioritized for Kentucky residents; and~~

~~(6) enforce local ordinances regarding camping and vagrancy;~~

~~(c) Funding to a local government shall be matched by the local government receiving the funding on the basis of \$1 provided by the local government for each \$1 provided pursuant to this section.~~

~~(d) If the unit of local government or private nonprofit organization has misused funds or failed to use funds for the awarded purpose, enforce local ordinances regarding camping and vagrancy and provide the required wraparound services:~~

~~(1) The unit or organization shall pay the secretary for aging and disability services the amount originally awarded under this section; or~~

~~(2) the secretary for aging and disability services may file for a lien to be attached on the real property in the amount originally awarded under this section.~~

~~(e) There is hereby established in the state treasury the homeless shelter infrastructure grant fund, and such fund shall be administered by the secretary for aging and disability services. All expenditures from the homeless shelter infrastructure grant fund shall be for grants awarded according to this section. All expenditures from the homeless shelter infrastructure grant fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary for aging and disability services or the secretary's designee. All moneys received pursuant to subsection (d) shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the homeless shelter infrastructure grant fund.~~

~~Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.~~

(5)

and comply with section 3, and amendments thereto

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On or before the 2025 regular session of the legislature, a unit of local government awarded funds under this section shall submit a report to the department for aging and disability services, the house of representatives committee on social services budget and appropriations and the senate committee on ways and means and any relevant subcommittee on enforcement actions required by subsection (b)(5) and outcome measures from the awarded grant.

Attachment A

- (a) All cities and counties shall adopt an ordinance or resolution, respectively, prohibiting unauthorized public camping, sleeping or obstructions of sidewalks without exceptions or conditions other than authorization by a temporary permit issued by such city or county.
- (b) No city or county shall refuse to enforce such ordinance or resolution, respectively, prohibiting unauthorized public camping, sleeping or obstruction of sidewalks.
- (b) A city or county shall not adopt a written policy prohibiting a law enforcement officer who is employed or otherwise under the direction or control of such city or county from enforcing any ordinance or resolution prohibiting unauthorized public camping, sleeping or obstruction of sidewalks.
- (c) The provisions of this section shall not be construed to prohibit a city or county from adopting an ordinance or resolution that encourages or offers the provision of services.
- (d) Any person may bring a writ of mandamus for a violation of this section for the person and for the state.

Section 4

(a) As used in this section:

- (1) "Drop off" means the act of transporting a homeless individual to a location within the state of Kansas different from the location where the party transporting such individual assumed custody, control, or care of or provided treatment to such individual, including, but not limited to directly providing or funding the transportation of such individual to such different location.
- (2) "Homeless individual" means a person who has no access to or reasonably can be expected not to have access to either traditional or permanent housing that is considered safe, sanitary, decent, and affordable.
- (b) No city or county shall drop off a homeless individual outside such city or county's jurisdiction within the state of Kansas unless:
 - (1) Such drop-off location is in the city where such individual was a resident prior to receiving health care services or treatment; or
 - (2) Such drop off is at a facility or with a person, business or organization that has agreed to accept such individual.
- (c) A city or county that violates this section shall be liable to any state agency, city or county within the state of Kansas for any costs incurred by such state agency, city or county by providing services for a homeless individual as a result of such violation.

Section 5