AN ACT concerning the Kansas juvenile justice oversight committee;  
relating to cost avoidance due to reductions in youth out-of-home  
placements; amending K.S.A. 2017 Supp. 75-52,161 and repealing the  
existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 2017 Supp. 75-52,161 is hereby amended to read as  
follows: 75-52,161. (a) There is hereby established the Kansas juvenile  
justice oversight committee for the purpose of overseeing the  
implementation of reform measures intended to improve the state's  
juvenile justice system.

(b) The Kansas juvenile justice oversight committee shall be  
composed of 21 members including the following individuals:

(1) The governor or the governor's designee;
(2) one member of the house of representatives appointed by the  
speaker of the house of representatives;
(3) one member of the house of representatives appointed by the  
minority leader of the house of representatives;
(4) one member of the senate appointed by the president of the  
state;
(5) one member of the senate appointed by the minority leader of the  
state;
(6) the secretary of corrections or the secretary's designee;
(7) the secretary for children and families or the secretary's designee;
(8) the commissioner of education or the commissioner's designee;
(9) the deputy secretary of juvenile services at the department of  
corrections or the deputy's designee;
(10) the director of community-based services at the department of  
corrections, or the director's designee;
(11) two district court judges appointed by the chief justice of the  
supreme court;
(12) one chief court services officer appointed by the chief justice of  
the supreme court;
(13) one member of the office of judicial administration appointed by  
the chief justice of the supreme court;
(14) one juvenile defense attorney appointed by the chief justice of
the supreme court;

(15) one juvenile crime victim advocate appointed by the governor;

(16) one member from a local law enforcement agency appointed by
the attorney general;

(17) one attorney from a prosecuting attorney's office appointed by
the attorney general;

(18) one member from a community corrections agency appointed by
the governor;

(19) one youth member of the Kansas advisory group on juvenile
justice and delinquency prevention appointed by the chair of the Kansas
advisory group on juvenile justice and delinquency prevention; and

(20) one director of a juvenile detention facility appointed by the
attorney general.

c) The committee shall be appointed by September 1, 2016, and shall
meet within 60 days after appointment and at least quarterly thereafter,
upon notice by the chair. The committee shall select a chairperson and
vice-chairperson, and 11 members shall be considered a quorum.

d) The committee shall perform the following duties:

(1) Guide and evaluate the implementation of the changes in law
relating to juvenile justice reform;

(2) define performance measures and recidivism;

(3) approve a plan developed by court services and the department of
corrections instituting a uniform process for collecting and reviewing
performance measures and recidivism, costs and outcomes of programs;

(4) consider utilizing the Kansas criminal justice information system
for data collection and analyses;

(5) ensure system integration and accountability;

(6) monitor the fidelity of implementation efforts to programs and
training efforts;

(7) calculate monitor any state expenditures that have been avoided
by reductions in the number of youth placed in out-of-home placements to
recommend to the governor and the legislature reinvestment of funds into:

(A) Evidence-based practices and programs in the community
pursuant to K.S.A. 2017 Supp. 38-2302, and amendments thereto, for use
by intake and assessment services, immediate intervention, probation and
conditional release;

(B) training on evidence-based practices for juvenile justice system
staff, including, but not limited to, training in cognitive behavioral
therapies, family-centered therapies, substance abuse, sex offender therapy
and other services that address a juvenile's risks and needs; and

(C) monitor the plan from the department of corrections for the
prioritization of funds pursuant to K.S.A. 2017 Supp. 75-52,164(d), and
amendments thereto;
(8) continue to review any additional topics relating to the continued improvement of the juvenile justice system, including:
   (A) The confidentiality of juvenile records;
   (B) the reduction of the financial burden placed on families involved in the juvenile justice system;
   (C) juvenile due process rights, including, but not limited to, the development of rights to a speedy trial and preliminary hearings;
   (D) the improvement of conditions of confinement for juveniles;
   (E) the removal from the home of children in need of care for non-abuse or neglect, truancy, running away or additional child behavior problems when there is no court finding of parental abuse or neglect; and
   (F) the requirement for youth residential facilities to maintain sight and sound separation between children in need of care that have an open juvenile offender case and children in need of care that do not have an open juvenile offender case;
   (9) adhere to the goals of the juvenile justice code as provided in K.S.A. 2017 Supp. 38-2301, and amendments thereto;
   (10) analyze and investigate gaps in the juvenile justice system and explore alternatives to out-of-home placement of juvenile offenders in youth residential facilities;
   (11) identify evidence-based training models, needs and resources and make appropriate recommendations;
   (12) study and create a plan to address the disparate treatment and availability of resources for juveniles with mental health needs in the juvenile justice system; and
   (13) review portions of juvenile justice reform that require the department of corrections and the office of judicial administration to cooperate and make recommendations when there is not consensus between the two agencies.
   (e) The committee shall issue an annual report to the governor, the president of the senate, the speaker of the house of representatives and the chief justice of the supreme court on or before November 30 each year starting in 2017. Such report shall include:
      (1) An assessment of the progress made in implementation of juvenile justice reform efforts;
      (2) a summary of the committee's efforts in fulfilling its duties as set forth in this section;
      (3) an analysis of the recidivism data obtained by the committee pursuant to this section;
      (4) a summary of the averted costs calculated by the committee determined pursuant to this section and a recommendation for any reinvestment of the averted costs to fund services or programs to expand Kansas' continuum of alternatives for juveniles who would otherwise be
placed in out-of-home placements;
(5) an analysis of detention risk-assessment data to determine if any
disparate impacts resulted at any stage of the juvenile justice system based
on race, sex, national origin or economic status;
(6) recommendations for continued improvements to the juvenile
justice system;
(7) data pertaining to the completion of training on evidence-based
practices in juvenile justice, including, but not limited to, the number of
judges, district and county attorneys and appointed defense attorneys, that
participated in training; and
(8) data received from the office of judicial administration and the
department of corrections, pursuant to K.S.A. 2017 Supp. 38-2391, and
amendments thereto, pertaining to extensions of probation for juvenile
offenders and an analysis of such data to identify how probation
extensions are being used and conclusions regarding the effectiveness of
such extensions.
(f) After initial appointment, members appointed to this committee by
the governor, the president of the senate, the speaker of the house of
representatives or the chief justice of the supreme court pursuant to
subsection (b), shall serve for a term of two years and shall be eligible for
reappointment to such position. All members appointed to the committee
shall serve until a successor has been duly appointed.
(g) The staff of the Kansas department of corrections shall provide
such assistance as may be requested by the committee. To facilitate the
organization of the meetings of the committee, the Kansas department of
corrections shall provide administrative assistance.
Sec. 2. K.S.A. 2017 Supp. 75-52,161 is hereby repealed.
Sec. 3. This act shall take effect and be in force from and after its
publication in the statute book.