

SESSION OF 2017

SUPPLEMENTAL NOTE ON SENATE BILL NO. 114

As Recommended by Senate Committee on
Judiciary

Brief*

SB 114 would amend the law governing Child in Need of Care (CINC) proceedings. The bill would allow reports concerning the results and analysis of a test to determine the presence of alcohol or drugs to be admissible in evidence in a CINC proceeding if the report is prepared and attested to by the person conducting the test or an authorized employee of the facility that conducted the test. Such person would be required to prepare a certificate that includes an attestation as to the result and analysis of the test and sign the certificate under oath.

Background

The bill was introduced at the request of the Kansas County and District Attorneys Association (KCDAA). In the Senate Committee on Judiciary hearing, a representative of the KCDAA appeared in support of the bill and explained the change would eliminate the need for drug testers to leave their work and make an in-court appearance to testify in person to the results of the testing. A representative of the Department for Children and Families provided written-only neutral testimony. No other testimony was provided.

According to the fiscal note prepared by the Division of the Budget, the Office of Judicial Administration indicates the bill would have no fiscal effect on Judicial Branch operations.

*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>