

SENATE BILL No. 162

By Committee on Public Health and Welfare

2-13

1 AN ACT concerning children and minors; relating to foster care; requiring
2 notification by a foster care case management contractor and the
3 Kansas department for children and families of certain situations
4 involving children.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. (a) As used in this section:

8 (1) "Child in foster care" means a child who is under the age of 18,
9 who has been placed away from the child's parents or guardians, for whom
10 the Kansas department for children and families has legal responsibility
11 for placement and care and for whom case management responsibility has
12 been assigned by the Kansas department for children and families to a case
13 management contractor.

14 (2) "Foster care case management contractor" means an organization
15 that has a contract with the Kansas department for children and families to
16 provide case management and placement services for children for whom
17 the Kansas department for children and families has legal responsibility
18 for placement and care.

19 (b) (1) A foster care case management contractor shall notify the
20 Kansas department for children and families within 24 hours of any time
21 the contractor knows or has reason to know that a child in foster care for
22 whom case management responsibility has been assigned by the Kansas
23 department for children and families to such contractor that such child has:

24 (A) Gone missing; or

25 (B) spent any overnight period in a facility under the control of the
26 contractor.

27 (2) For any child who is reported missing in accordance with this
28 subsection, the foster care case management contractor shall include in the
29 report the identity of the child, the location where the child went missing
30 and any other information required by the Kansas department for children
31 and families.

32 (c) Within 48 hours of receipt of any notice under subsection (b), the
33 Kansas department for children and families shall:

34 (1) Notify the governor and the legislature of such missing child; and

35 (2) cause such information to be published in the official newspaper
36 of the county where the child went missing or, if the county does not have

1 an official newspaper, then in a newspaper of general circulation in such
2 county.

3 (d) (1) For each day that a foster care case management contractor
4 does not notify the Kansas department for children and families, as
5 required by subsection (b), the Kansas department for children and
6 families shall assess a fine of \$500 against the contractor.

7 (2) The Kansas department for children and families shall remit all
8 moneys received from fines under this section to the state treasurer in
9 accordance with the provisions of K.S.A. 75-4215, and amendments
10 thereto. Upon receipt of each such remittance, the state treasurer shall
11 deposit the entire amount into the state treasury to the state general fund.

12 (e) The Kansas department for children and families shall adopt rules
13 and regulations as necessary to implement and administer this section.

14 Sec. 2. This act shall take effect and be in force from and after its
15 publication in the statute book.