

2018 Kansas Statutes

75-7057. Juvenile justice authority and commissioner abolished; powers, functions and duties transferred to department of corrections and secretary of corrections.

(a) The juvenile justice authority created by K.S.A. 75-7001, and amendments thereto, is hereby abolished.

(b) Except as otherwise provided by K.S.A. 2018 Supp. 75-7057 through 75-7071, and amendments thereto, all of the jurisdiction, powers, functions and duties of the juvenile justice authority and the commissioner of juvenile justice are hereby transferred to and conferred and imposed upon the department of corrections and the secretary of corrections.

(c) Except as otherwise provided by K.S.A. 2018 Supp. 75-7057 through 75-7071, and amendments thereto, the department of corrections and the secretary of corrections shall be the successor in every way to the jurisdiction, powers, duties and functions of the juvenile justice authority and the commissioner of juvenile justice in which the same were vested prior to the effective date of K.S.A. 2018 Supp. 75-7057 through 75-7071, and amendments thereto. Every act performed in the exercise of such jurisdiction, powers, duties and functions by or under the authority of the department of corrections and the secretary of corrections shall be deemed to have the same force and effect as if performed by the juvenile justice authority or the commissioner of juvenile justice, respectively, in which such jurisdiction, powers, duties and functions were vested prior to the effective date of K.S.A. 2018 Supp. 75-7057 through 75-5071, and amendments thereto.

(d) Except as otherwise provided by K.S.A. 2018 Supp. 75-7057 through 75-7071, and amendments thereto, whenever the juvenile justice authority, or words of like effect, is referred to or designated by a statute, contract or other document, such reference or designation shall be deemed to apply to the department of corrections.

(e) Except as otherwise provided by K.S.A. 2018 Supp. 75-7057 through 75-7071, and amendments thereto, whenever the commissioner of juvenile justice, or words of like effect, is referred to or designated by a statute, contract or other document, such reference or designation shall be deemed to apply to the secretary of corrections.

(f) All rules and regulations, internal management policies and procedures (IMPP), facility orders and post orders of the juvenile justice authority which relate to the functions transferred by K.S.A. 2018 Supp. 75-7057 through 75-7071, and amendments thereto and which are in effect on the effective date of K.S.A. 2018 Supp. 75-7057 through 75-7071, and amendments thereto, shall continue to be effective and shall be deemed to be rules and regulations, internal management policies and procedures (IMPP), facility orders and post orders of the department of corrections until revised, amended, revoked, or nullified pursuant to law.

(g) All orders and directives of the juvenile justice authority or the commissioner of juvenile justice in existence on the effective date of K.S.A. 2018 Supp. 75-7057 through 75-7071, and amendments thereto, shall continue to be effective and shall be deemed to be orders and directives of the department of corrections or secretary of corrections until revised, amended or nullified pursuant to law.

(h) On the effective date of K.S.A. 2018 Supp. 75-7057 through 75-7071, and amendments thereto, the department of corrections shall succeed to whatever right, title or interest the juvenile justice authority has acquired in any real property in this state, and the department of corrections shall hold the same for and in the name of the state of Kansas. On and after the effective date of K.S.A. 2018 Supp. 75-7057 through 75-7071, and amendments thereto, whenever any statute, contract, deed or other document concerns the power or authority of the juvenile justice authority or the commissioner of juvenile justice to acquire, hold or dispose of real property or any interest therein, the department of corrections shall succeed to such power or authority.

(i) The department of corrections and the secretary of corrections shall be continuations of the juvenile justice authority and the commissioner of juvenile justice.

History: Executive Reorganization Order No. 42, § 1; L. 2013, ch. 143, § 1; July 1.