

## HOUSE BILL No. 2167

By Representative O'Neal

1-26

9 AN ACT concerning counties; relating to law enforcement; amending  
10 K.S.A. 19-4425 and 19-4426 and repealing the existing sections.

11

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

13 Section 1. K.S.A. 19-4425 is hereby amended to read as follows: 19-  
14 4425. As used in this act, ~~the following words and phrases shall have the~~  
15 ~~meanings respectively ascribed to them herein:~~

16 (a) "Agency" means a county law enforcement agency established  
17 under the provisions of this act.

18 (b) "County" means any county.

19 ~~(b)~~ (c) "Department" means a county law enforcement department  
20 established under the provisions of this act.

21 ~~(c)~~ (d) "Director" means the superintendent of a county law enforce-  
22 ment department appointed under the provisions of this act.

23 ~~(d)~~ (e) "Law enforcement officer" or "county law enforcement offi-  
24 cer" means a law enforcement officer who is a member of a county law  
25 enforcement department appointed under the provisions of this act.

26 Sec. 2. K.S.A. 19-4426 is hereby amended to read as follows: 19-  
27 4426. The provisions of this act shall apply ~~only to counties of this state~~  
28 ~~having a population of more than thirty-seven thousand (37,000) and not~~  
29 ~~more than forty-eight thousand (48,000) and an assessed tangible valua-~~  
30 ~~tion of more than seventy-four million dollars (\$74,000,000) and not more~~  
31 ~~than one hundred forty million dollars (\$140,000,000); to any county in~~  
32 ~~which the question of the adoption of the provisions of this act shall have~~  
33 ~~been has submitted to and shall have been approved by the qualified~~  
34 ~~electors of the county in the manner provided herein. The board of county~~  
35 ~~commissioners of any such county, by resolution adopted not less than~~  
36 ~~ninety (90) 90 days preceding the date fixed for the holding of the general~~  
37 ~~election in November of an even-numbered year, may direct the county~~  
38 ~~election officer to place such proposition on the ballot at the next general~~  
39 ~~election, and the board shall direct its placement on the ballot at such~~  
40 ~~election whenever (1) the governing body of any city located within the~~  
41 ~~county, having a population equal to not less than twenty-five percent~~  
42 ~~(25%) 25% of the total population of such county shall request that the~~  
43 ~~proposition be placed on the ballot, by resolution adopted not less than~~

1 ~~ninety (90)~~ 90 days preceding the date fixed for the holding of the general  
2 election in the month of November of an even-numbered year, or (2) the  
3 county election officer shall certify that a petition, requesting that the  
4 proposition be placed on the ballot and signed by qualified electors of  
5 ~~such~~ *the* county equal in number to not less than ~~ten percent (10%)~~ 10%  
6 of the electors of the county who voted for the office of the secretary of  
7 state at the last preceding general election, has been filed in ~~his or her~~  
8 *such* office not less than ~~ninety (90)~~ 90 days preceding the date fixed for  
9 the holding of a general election in the month of November of an even-  
10 numbered year. Notice of any election held pursuant to this section shall  
11 be given in the manner prescribed by K.S.A. 10-120, *and amendments*  
12 *thereto*.

13       Upon the ballot the proposition shall be stated as follows:

14       “Shall the county of \_\_\_\_\_ (name of county) adopt the provisions of K.S.A. 19-  
15 4424 to 19-4445, inclusive, and ~~any~~ amendments thereto, providing for consolidated law  
16 enforcement in certain counties?”

17       If a majority of the votes cast upon such proposition shall be in favor  
18 of adopting the act, the provisions thereof shall govern the enforcement  
19 of law and the providing of police protection within such county in the  
20 manner hereinafter provided.

21       Sec. 3. K.S.A. 19-4425 and 19-4426 are hereby repealed.

22       Sec. 4. This act shall take effect and be in force from and after its  
23 publication in the statute book.