

HOUSE BILL No. 2303

By Committee on Corrections and Juvenile Justice

2-4

9 AN ACT concerning crimes and punishment; relating to minimum fire-
10 arms standards for peace officers; amending K.S.A. 74-5607 and re-
11 pealing the existing section.
12

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

14 Section 1. K.S.A. 74-5607 is hereby amended to read as follows: 74-
15 5607. (a) In addition to other powers and duties prescribed by law, the
16 commission shall adopt, in accordance with the provisions of K.S.A. 77-
17 415 *et seq.*, and amendments thereto, rules and regulations necessary to
18 carry out the provisions of subsection (c) of K.S.A. 74-5616, and amend-
19 ments thereto, and such other rules and regulations as necessary to ad-
20 minister this act. The commission may also adopt such rules of procedure
21 as are necessary for conducting the business of the commission.

22 (b) In all matters pending before the commission, the commission
23 shall have the power to:

24 (1) Administer oaths and take testimony;

25 (2) issue subpoenas, compel the attendance of witnesses and the pro-
26 duction of any papers, books, accounts, documents and testimony, and to
27 cause the deposition of witnesses, either residing within or without the
28 state, to be taken in the manner prescribed by law for taking depositions
29 in civil actions in the district courts. In case of the failure of any person
30 to comply with any subpoena issued on behalf of the commission, or on
31 the refusal of any witness to testify to any matters regarding which the
32 witness may be lawfully interrogated, the district court of any county, on
33 application of a member of the commission, may require compliance by
34 proceedings for contempt, as in the case of failure to comply with a sub-
35 poena issued from such court or a refusal to testify in such court. Each
36 witness who appears before the commission by its order or subpoena,
37 other than a state officer or employee, shall receive for such attendance
38 the fees and mileage provided for witnesses in civil cases in courts of
39 record which shall be audited and paid upon presentation of proper
40 vouchers sworn to by such witnesses and approved by the chairperson of
41 the commission or by a person or persons designated by the chairperson-;
42 (3) enter into contracts necessary to administer the provisions of this
43 act and the certification of law enforcement officers; *and*

1 (4) assess the costs of such matters pending before the commission
2 under this section against the governmental entity employing the police
3 officer or law enforcement officer.

4 (c) Members of the law enforcement training commission attending
5 meetings of ~~such~~ the commission, or attending a subcommittee meeting
6 ~~thereof~~ authorized by ~~such~~ the commission, shall be paid amounts pro-
7 vided for in subsection (e) of K.S.A. 75-3223, and amendments thereto.
8 The director and the chairperson of the commission shall be responsible
9 for approving all expense vouchers of members.

10 (d) The commission shall meet at least once each year at the training
11 center and may hold special meetings whenever they are called by the
12 chairperson.

13 (e) *The commission shall adopt the rules and regulations that are*
14 *necessary to ensure that law enforcement officers are adequately trained*
15 *and to enforce the provisions of this act. Such rules and regulations shall*
16 *include, but are not limited to, the establishment of a course of firearms*
17 *as a standard qualification for active law enforcement officers to carry*
18 *firearms that may also be used for qualified retired officers to carry fire-*
19 *arms pursuant to federal law. The director shall provide qualifications*
20 *courses for the standard at least twice a year at the times and places the*
21 *director determines to be necessary. The training center shall charge and*
22 *collect a fee from retired state, local and federal officers for the qualifi-*
23 *cations courses, but these fees shall be limited to the actual costs of pre-*
24 *senting the standard qualifications course.*

25 Sec. 2. K.S.A. 74-5607 is hereby repealed.

26 Sec. 3. This act shall take effect and be in force from and after its
27 publication in the statute book.