

HOUSE BILL No. 2587

By Joint Committee on Kansas Security

1-11

9 AN ACT relating to criminal procedure; concerning the stopping of sus-
10 pects; amending K.S.A. 22-2402 and repealing the existing section.

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

13 Section 1. K.S.A. 22-2402 is hereby amended to read as follows: 22-
14 2402. (1) Without making an arrest, a law enforcement officer may stop
15 any person in a public place whom such officer reasonably suspects is
16 committing, has committed or is about to commit a crime and may de-
17 mand ~~of~~ the name; *and* address of such suspect and an explanation of
18 such suspect's actions.

19 (2) *Any person detained under this section shall identify oneself, but*
20 *shall not be compelled to answer any other inquiry of any law enforcement*
21 *officer.*

22 ~~(2)~~ (3) When a law enforcement officer has stopped a person for
23 questioning pursuant to this section and reasonably suspects that such
24 officer's personal safety requires it, such officer may frisk such person for
25 firearms or other dangerous weapons. If the law enforcement officer finds
26 a firearm or weapon, or other thing, the possession of which may be a
27 crime or evidence of crime, such officer may take and keep it until the
28 completion of the questioning, at which time such officer shall either
29 return it, if lawfully possessed, or arrest such person.

30 Sec. 2. K.S.A. 22-2402 is hereby repealed.

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