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MEMORANDUM

To: House Committee on Judiciary
From: Office of Revisor of Statutes
Date: February 13, 2025
Subject: Bill Brief for HB 2242 (As Introduced)

House Bill 2242 authorizes the governor to accept requests of concurrent jurisdiction from the federal government in certain circumstances.

The bill amends K.S.A. 27-102, the statute that provides for federal jurisdiction over land acquired by the United States pursuant to K.S.A. 27-101. Current law provides that exclusive jurisdiction over such lands is ceded to the United States, with certain exceptions for serving process and taxation.

The bill adds a new subsection (b) to provide that the state authorizes the governor to grant requests from the United States to establish concurrent jurisdiction over land owned by the United States for military purposes within the boundaries of Kansas. Concurrent jurisdiction shall be effective upon completion of: (1) A written offer for concurrent jurisdiction being sent to the governor by the principal officer of the military installation or other authorized representative of the United States having supervision and control over the land; (2) the governor accepting the offer in writing that clearly confirms each of the elements of the offer that are accepted; and (3) the governor recording and indexing the offer, acceptance and metes and bounds description of the boundary of concurrent jurisdiction with the secretary of state who shall publish such information in the Kansas register. After concurrent jurisdiction is effective: (1) The governor shall send a copy of the information provided to the secretary of state to the official who made the initial written offer; and (2) any state or local agency may enter into a reciprocal agreement or memorandum of understanding with any agency of the United States for the coordination and designation of responsibilities related to the concurrent jurisdiction.

The bill would take effect from and after publication in the statute book, July 1, 2025.