

# KANSAS PEACE OFFICERS ASSOCIATION

Legislative rules require bills must be passed out of house of origin by Saturday, March 1, 2008, to remain active during this legislative session. They must then pass through the second chamber by April 2, 2008, to remain active. The exception to this is a bill that is in an exempt committee, such as: Ways and Means, Appropriations, or Federal and State Affairs. Just because the bill is inactive does not mean it is dead. Unless a bill is actually voted down at Committee, or under the full senate or house, or fails to meet a deadline it remains alive. A bill generally becomes inactive when the Committee it is assigned to does not act on it or the full house or senate does not act on it. The bill could be re-referred to an exempt committee that does not have the deadline or the topic could be amended into an active bill. All bills not approved by the end of this legislative session are dead. 2009 will start a new slate of bills.

April 12, 2008, is the last day for the legislature to consider any bills other than appropriations and vetoed bills. They will meet again after a two week break to consider final appropriations issues and any vetoed bills. The end of session is not scheduled but is typically in mid May.

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NOTE: This is a list of all active bills identified by KPOA as having a potential for LE impact. KPOA does not intend to be active regarding all of these bills. Some simply do not need or deserve our attention. Others are matters we do not have a strong position on whether they become law or not. Many of these bills will die a graceful and quiet death, as they should.

**Items in bold are changes or additions from the last distribution of the document.**

The author is not an attorney and does not present anything in this document as legal opinion or legal advice.

LEGEND FOR THE PROPOSED ACTION: The proposed action is an indication of how the KPOA currently intends to respond to the bill. This is based on the collective feeling of the members and the Legislative Committee. It can change based on many factors including new information about the topic of the bill, amendments to the bill, or new information voice by KPOA members. The following further explains the terms I have used in this column of the document:

Watch - We will closely monitor the bill for amendments or new information about the bill.

Actively Support - We will offer testimony and otherwise actively support the bill or the portion of the bill relating to LE.

Seek Changes/Voice Concern - We will actively seek changes or voice concerns about certain provisions of the bill.

If this box is the only one checked we intend to not support or oppose the bill in principle but voice our concerns or recommendations on specific issues in the bill.

If this box is checked along with the "Actively Support" or "Actively Oppose" box we intend to support or oppose the bill in principle and also voice our concerns or recommendations on specific issues in the bill.

Actively Oppose - We will offer testimony and otherwise actively oppose the bill or the portion of the bill relating to LE.

None - We do not intend to be active in this bill at this time.

**USE OF THIS DOCUMENT: Law enforcement organizations are authorized to use this document within their respective organizations. KPOA respectfully requests that this document not be distributed in part or with any modifications not expressly approved by the KPOA. If any part of this document is referenced appropriate credit to the KPOA should be included. We also respectfully request that only the KPOA and its members express the organization's position on any bill unless specific authorization is given to others to express that opinion.**

Questions or comments about this document can be made by contacting:

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Proposed Action					Bill Number	Topic	Description	Comments	Action
Watch	Actively Support	Seek Changes/ Voice Concerns	Actively Oppose	None					
<b>Signed by Governor Effective 7/1/08</b>					SB <a href="#">23</a>  <a href="#">CCR Brief</a>	Traffic – Admin./DL	Enhances the security for DL photos and establishes a system for scanning documents presented by persons applying for a DL. Paid for by an increase to \$8 for the photo fee when obtaining a new license.	No enforcement application except officers will see a different looking license with more assurance the information is accurate when the program is implemented. This was SB677.	Passed Senate 23-16. Passed House Signed by governor on 5/9/08.
<b>Signed by Governor Effective 7/1/08</b>					SB <a href="#">46</a>  <a href="#">Supp Note</a>	Firearms	Changes the altering of a firearm identification mark from a B misdemeanor to a level 10 nonperson felony.	Now has the provision to allow citizen ownership of short barreled shotguns, machine guns, and silencers.	Passed by Senate 40-0 w/o House amendments. Passed by House 105-18 with amendments. Senate decided to concur during conference committee. Senate approved 28-9. Signed by governor.
<b>Signed by Governor Effective 4/10/08 upon publication in Kansas Register</b>					SB <a href="#">226</a> House Sub.  <a href="#">Supp Note</a>	Criminal	Funeral Privacy Act  This law is now immediately enforceable.	Reinstatement of the law passed last year recently struck down by the Ks Supreme Court. The provisions struck down by the court (requirement for court to affirm constitutionality prior to enforcement) have been removed.	Passed by House 123-0. Passed by Senate 40-0. Signed by governor.
<b>Signed by Governor Effective 7/1/08</b>					SB <a href="#">366</a>  <a href="#">Supp Note</a>	Traffic – Admin.	Allows district and municipal courts to charge a \$5 court cost for mailing a letter to the defendant that failure to comply will result in the suspension of their driver's license. Also makes some changes in the district court summons regarding notice to a violator about the potential suspension for failing to comply.	This will have minimal, if any, impact on municipal law enforcement but will impact the citation process for district and municipal courts. The addition of the fee for mailing notice should help both the municipal and the district courts.	Passed by Senate 39-0. Amended and passed by House 107-15. Sent to judiciary conference committee. Senate agreed to concur with House amendments, approved by Senate 39-0. Signed by governor.
<b>Signed by Governor Effective 7/1/08</b>					SB <a href="#">411</a>  <a href="#">CCR Brief</a>	Parole Procedure	Adds for consideration at parole hearings 1) DOC risk assessments and 2) DOC recommendations, and 3) for those sentenced for a crime committed prior to the implementation of the sentencing guidelines, "proportionality" of the time served as compared to the current sentencing guidelines for the same conduct.	Conference Committee added provisions of HB2700 extending the Johnson County sentencing pilot program to July 1, 2010. A report from the Sentencing Commission on progress toward making this a statewide program will be made at the beginning of the 2009 legislative session.	Passed by Senate 40-0. Amended by House Judiciary. Passed by House 100-23. Judiciary Conference Committee report adopted by House 107-13 and by Senate 37-2. Signed by governor.

Proposed Action					Bill Number	Topic	Description	Comments	Action
Watch	Actively Support	Seek Changes/ Voice Concerns	Actively Oppose	None					
<b>Signed by Governor Effective 7/1/08</b>					SB <a href="#">414</a> House Sub.  <a href="#">CCR Brief</a>	Criminal	<p>Amends stalking statute. The base language duplicates the language of HB2850 and establishes the elements of the crime of stalking as recommended after significant research by the Judicial Council.</p> <p>Conference committee added requirements similar to those found in statute for domestic violence regarding written policies, arrests, etc.</p> <p>The bill also amends KSA 21-3843 and KSA 60-31a06 by specifically exempting legal proceedings and “legitimate” attorney contact with person protected by a restraining or protection from abuse order.</p>	<p>It requires law enforcement to:</p> <ol style="list-style-type: none"> <li>1. Have written policies in place by 1-1-09 regarding the investigation and handling of stalking complaints. It also requires prosecutors to have written policies.</li> <li>2. An offense report to be completed on stalking complaints.</li> <li>3. Part of written policy must include arrest when PC exists.</li> </ol> <p>It also strongly encourages law enforcement basic and annual training to include issues surrounding stalking complaints</p>	Passed by House 123-0. In Judiciary Conference Committee. <b>Conference Committee reached agreement. Conference Committee Report approved by House 125-0. Passed the Senate 40-0. Signed by the governor on 5/9/08.</b>
<b>Signed by Governor Effective upon publication in the Kansas Register</b>					SB <a href="#">430</a>  <a href="#">Supp Note</a>	Criminal	Removes dollar loss values from Aggravated Criminal Threat statute and makes it a level 5 person felony rather than the current level 4, 5, or 6 person felony based on dollar loss.	House Committee amended effective date for the purpose of getting it into a conference committee.	Passed Senate 40-0. Amended by House Judiciary. Passed by House 123-0. Senate agreed to concur during judiciary conference committee. Senate approved 39-0. Signed by governor.
X					SB 435  <a href="#">CCR Brief</a>	Juvenile	Revisions to juvenile justice code and code for care of children	Conference committee added an amendment to KSA 38-2268 regarding consent to permanent custodianships; and redrafted parental unfitness language.	Passed Senate 40-0 as amended by judiciary committee. Passed House 123-0 as amended by House judiciary. <b>Judiciary conference committee report approved by House 118-1 and by Senate 39-0. Awaiting action by governor.</b>

Proposed Action					Bill Number	Topic	Description	Comments	Action
Watch	Actively Support	Seek Changes/ Voice Concerns	Actively Oppose	None					
<b>Signed by Governor Effective 7/1/08</b>					SB <a href="#">438</a>  <a href="#">Supp Note</a>	Employment	Protects volunteer fire fighters, reserve law enforcement officers and part time law enforcement officers from job actions in jobs held with non-emergency services employers.	The inclusion of law enforcement was initiated by us.  An exemption of LE and Fire agencies when the employee is a fulltime firefighter or LEO was also at our request.	Passed by Senate 40-0. Passed by House 123-0. Signed by governor.
<b>Signed by Governor Effective 4/10/08 upon publication in the Kansas Register</b>					SB <a href="#">462</a>  <a href="#">Supp Note</a>	Motor Carriers	Appears to be primarily a cleanup bill taking care of several federal law references that have changed.	Technical changes to the laws covering the registration of interstate motor carrier vehicles. Needed to comply with change in federal law.	Passed Senate on 2/14 with 40-0 vote. Passed House 125-0. Signed by governor.
<b>Signed by Governor Effective 5/1/2008 upon publication in the Kansas Register</b>					SB <a href="#">470</a>  <a href="#">CCR Brief</a>	Traffic – DL	This fixes a problem created with a bill passed last year concerning the reporting of school safety violations for DL suspension.  Still requires LE notification by school within 10 days of certain acts (not a suspension); followed by LE investigation and forwarding information to MVD by LE within 10 days.	Sister bill to HB2816.  The conference committee amended in several other bills relating to teacher licensing. The only one with even a remote LE interest is the removal of misdemeanor DUI as an automatic disqualifier for a teaching license.	Passed Senate 39-0. Amended by House Education Committee. Passed by House 123-0. Conference committee report adopted by House 122-0 and by Senate 39-0. Signed by governor.
<b>Signed by Governor Effective 4/17/2008 upon publication in the Kansas Register</b>					SB <a href="#">477</a>  <a href="#">Supp Note</a>	Criminal Procedure	Adding those convicted of electronic solicitation to the offender registration.	Supported by KBI.  House amended by just striking some language in the bill title. I expect the amendments to ultimately be approved by the Senate and the bill sent to the governor.	Passed Senate 39-0. Amended by House Judiciary and recommended to pass. Passed by House 123-0. Senate concurred with amendments. Signed by governor.
<b>Signed by Governor Effective 5/1/08 upon publication in the Kansas Register</b>					SB <a href="#">481</a>  <a href="#">Supp Note</a>	Drugs	To include salvia divinorum and datura stramonium (jimson weed or gypsum weed) in schedule I.  Handles possession of these two drugs equal to possession of marijuana. 1 <sup>st</sup> offense misdemeanor; 2 <sup>nd</sup> and subsequent offenses a felony.	We supported adding salvia divinorum. We did not support nor oppose the addition of jimson weed or gypsum weed.  House committee added amendment adding Gypsum (Jimson) Weed to list of noxious weeds but this amendment was removed on House floor.	Passed Senate 40-0. Amended by House Judiciary and recommended to pass. Passed by House 122-1. In Judiciary Conference Committee. Senate agreed w/House amendments 38-0. Signed by governor.

Proposed Action					Bill Number	Topic	Description	Comments	Action
Watch	Actively Support	Seek Changes/ Voice Concerns	Actively Oppose	None					
<b>Signed by Governor Effective 7/1/08</b>					SB <a href="#">491</a> Senate Sub.  <a href="#">CCR Brief</a>	Drugs	Enacting the prescription monitoring program act  Also creates the Methamphetamine Precursor Task Force to study impact of making meth precursors schedule III or IV drugs.	Substitute bill recommended by Senate Public Health and Welfare Committee. Conference committee agreed to House amendments except for the Meth Precursor Recording Act from SB503. They also added the provisions of SB549 requiring pharmacies to have a continuous quality improvement program.	Passed Senate 40-0. Amended by House. Passed House 117-6. Judiciary conference committee report adopted by House 117-4 and by Senate 39-0. Signed by governor.
<b>Signed by Governor Effective 7/1/08</b>					SB <a href="#">512</a>  <a href="#">Supp Note</a>	EMS	Change to certification requirements	Fingerprinting provision removed by committee. Currently no impact on law enforcement.  Does not impact LE directly.	Passed by Senate 40-0. Minor amendments by House Health and Human Services Committee Passed House 123-0. Senate concurred with amendments. Signed by governor.
<b>Signed by Governor Effective 7/1/08</b>					SB <a href="#">514</a>  <a href="#">Supp Note</a>	EMS	Allowing deviation from regulations.	No impact on law enforcement.	Passed by Senate 40-0. Passed by House 125-0. Signed by governor.
<b>Signed by Governor Effective 7/1/08</b>					SB <a href="#">522</a>  <a href="#">Supp Note</a>	Traffic – Vehicle Registration	Fleet Registration	Amends KSA 8-1,152 to include trucks with a registered gross weight of more than 26,000 pounds if the truck is only used in Kansas and is part of a commercial fleet.	Passed by Senate 40-0. Passed by House 123-0. Signed by Gov. 4/11/08.
Signed by Governor Effective 7/1/08					SB <a href="#">526</a>  <a href="#">Supp Note</a>	E-911	Concerning distribution of service fees from enhanced wireless 911 service	Establishes distribution priorities for moneys that cannot be attributed to a particular PSAP.	Passed by Senate 39-0. Passed by House 125-0. Signed by Governor.
<b>Signed by Governor Effective 7/1/08</b>					SB <a href="#">536</a>  <a href="#">Supp Note</a>	Criminal Procedure	An act concerning the Kansas offender registration act; prohibition from adopting and enforcing residency restrictions; amending K.S.A. 22-4913.	Removed the 6/30/08 sunset on the prohibition of cities and counties from restricting residential locations for offenders defined in KSA 22-4902.  Also exempts cities and counties from the above prohibition in regards to correctional placement residences.	Passed by Senate 36-3. Passed by House 115-8. Signed by governor.

Proposed Action					Bill Number	Topic	Description	Comments	Action
Watch	Actively Support	Seek Changes/ Voice Concerns	Actively Oppose	None					
				X	HB 2119 Senate Sub.  <a href="#">Supp Note</a>	Traffic	Micro Utility Trucks. <b>References to Golf Carts removed in conference committee.</b>  Will be effective 7/1/08 if signed by governor.	Provides the same statutory provisions for micro utility trucks as ATV's. They cannot be operated on the state and federal highways. They can be operated <b>on city streets or highways</b> only with the city's authorization. Cannot be registered, but are to be titled for non-highway use.	Passed House 121-1 as amended. Substitute bill passed by Senate 40-0. <b>Transportation Conference Committee report adopted by Senate 37-0 and by House 90-27. Awaiting action by governor.</b>
<b>Signed by Governor Effective 7/1/08</b>					HB <a href="#">2280</a>  <a href="#">CCR Brief</a>	Firearms	Was HB 2811. Prohibits the seizure of firearms during state of disaster, sets process of return of firearms to owners during a state of disaster, and removes the governor's authorization to suspend firearms sales during a state of disaster. HB2811 was sister bill to SB552. Conference committee version exactly same as HB2811 after the committee amended it.	Being touted as a bill to prevent some bad thing that supposedly happened in Greensburg regarding the return of firearms to their owners. Of course they also mention the events after Katrina in New Orleans.  This appeared to be greatly driven by misinformation and misleading information presented to the committee by proponents. We were unable to overcome the momentum of that misinformation.  At our request, the House committee did amend the bill by adding a definition of "seizure" to clarify we can secure unattended or illegal weapons.	Conference committee report adopted by House 121-0 and by Senate 30-2. Signed by governor.
			X		HB <a href="#">2359</a>  <a href="#">CCR Brief</a>	Firearms	<b>Allows the AG's office to access expunged records for concealed carry licensing purposes. A technical fix. Was HB 2818.</b>	<b>Allows the use of expungements for up to five years after expungement eligibility.</b>	<b>Result of Judiciary conference committee action. Passed by Senate 39-0 and passed House 117-4. Awaiting action by governor.</b>

Proposed Action					Bill Number	Topic	Description	Comments	Action
Watch	Actively Support	Seek Changes/ Voice Concerns	Actively Oppose	None					
	X				HB <a href="#">2542</a>  <a href="#">CCR Brief</a>	Other	Establishing the division of vehicles modernization fund to fund the huge software improvement for vehicle and driver's license records; the improvements will greatly enhance law enforcement access and search capabilities for these files	Conference committee results from SB679 and HB2890.	Conference committee report by Omnibus conference committee passed by House 72-50 and Senate 24-10. Awaiting action by governor.
Signed by Governor Effective 7/1/08					HB <a href="#">2545</a>  <a href="#">Supp Note</a>	Drugs	Increasing penalties for possession of MDMA.	Substitute bill recommended to pass by House Judiciary. It will make MDMA penalties the same as marijuana.	Passed by House 117-2. Passed by Senate 40-0. Signed by governor.
Signed by Governor Effective 7/1/08					HB <a href="#">2562</a>  <a href="#">CCR Brief</a>	Veterans Preference	Changes the statutory provisions for applying veteran preferences.	Requires certain action by hiring agencies, including: <ol style="list-style-type: none"> <li>1. Requires documentation of factors to be considered prior to starting selection process and lists some mandatory considerations to be included.</li> <li>2. Posting documents must include statement that employer is subject to veteran preference and how the applicant can apply veteran preference.</li> <li>3. Requiring a 30 day posting of the qualifications, performance standards, and the process to be used to fill any position.</li> <li>4. Requires government employment centers or HR departments to post notice that veterans are eligible for preference in initial hire and first promotion.</li> <li>5. Written notice to veterans not selected.</li> </ol> See the CR Brief for details and other provisions.	Passed in House 114-9. Senate Committee made minor amendments. Passed by Senate 40-0. Conference committee report approved by House 119-2 and by Senate 39-0. Signed by governor.

Proposed Action					Bill Number	Topic	Description	Comments	Action
Watch	Actively Support	Seek Changes/ Voice Concerns	Actively Oppose	None					
	X				HB 2617  <a href="#">CCR Brief</a>	Traffic - DUI	Changes KSA 8-1001section (b) so that when a person is a driver of a vehicle involved in an accident resulting in serious injury or death, testing for alcohol/drugs must be requested.  Will be effective 7/1/08 if signed by governor.	Subcommittee recommendation will include the amendments we proposed on medical personnel assisting with drawing of sample and amending when LE can request urine sample collection. The provision of when we can test in serious accidents was amended.  The conference committee tentatively agreed to accept Senate language without the SB409 provisions.	Passed by House 117-5. Amended by Senate committee. All of our procedural amendments with medical workers taking samples remained intact. Passed by Senate 40-0. <b>Judiciary Conference Committee Report approved by House 121-0 and by Senate 37-0. Awaiting action by the governor</b>
Signed by Governor Effective 7/1/08					HB <a href="#">2622</a>  <a href="#">Supp Note</a>	Traffic - Vehicle Registration	Would change the law to prohibit out of state, as well as the current prohibition of old license plates, on the front of vehicles if the vehicle is registered in Kansas.	Requested by KHP.	Passed by House 118-0. Passed by Senate 40-0. Signed by governor.
Signed by Governor Effective 7/1/08					HB <a href="#">2691</a>  <a href="#">Supp Note</a>	Traffic – Vehicle Registration	Creates Gold Star Family License plates for mothers of a soldier who died while on active military duty and in good standing.		Passed by House 119-0. Passed by Senate 40-0. Signed by Governor.
<b>Signed by Governor Effective 7/1/08</b>					HB <a href="#">2692</a>  <a href="#">Supp Note</a>	Criminal	Adds stainless steel to the list of metals covered by the scrap metal law passed last year	This is intended to address a developing problem of beer kegs being stolen and sold for scrap. Senate amendment adds exemption of aluminum in food and drink containers from scrap metal.	Passed House 116-1. Amended and passed by Senate 40-0. House concurs with Senate amendments 120-2. Signed by governor.
<b>Signed by Governor Effective 7/1/08</b>					HB <a href="#">2704</a>  <a href="#">Supp Note</a>	Traffic-Registration	Creates an “In God We Trust” registration plate.		Passed House 117-2. Passed Senate 39-1. Signed by governor.

Proposed Action					Bill Number	Topic	Description	Comments	Action
Watch	Actively Support	Seek Changes/ Voice Concerns	Actively Oppose	None					
	X				HB 2707  <a href="#">CCR Brief</a>	Criminal	<p>Relating to theft of property; intent to deprive; covers vehicles rented from a business that are not returned making them a prima facie intent to permanently deprive and requiring LE to handle them as a stolen vehicle.</p> <p>For persons convicted of a crime of extreme sexual violence (as defined in KSA 21-4716) the judge cannot grant a dispositional departure nor a downward durational departure of more than 50% of the center sentencing range where the defendant is placed on the sentencing grid.</p> <p>Allows court service officers, probation officers, and parole officers to verbally authorize a LEO to detain a condition violator, but a written order must still be provided to the detention facility where the person is held.</p>	<p>Amended by House Judiciary to make 3rd and subsequent convictions of temporary deprivation of property a SL9 nonperson felony with presumptive imprisonment.</p> <p><b>We supported and worked for the passage of several of the provisions in this bill including the presumptive imprisonment for theft, other theft/temporary deprivation changes, DOC substance abuse treatment, and limits on departures.</b></p>	<p>Amended by House Judiciary Committee. Amended by House. Passed by House 125-0. Amended by Senate Judiciary. Passed Senate 39-1. <b>Judiciary Conference Committee Report approved by Senate 34-0 and by the House 122-1. Awaiting action by the governor.</b></p>
Signed by Governor Effective 7/1/08					HB <a href="#">2726</a>  <a href="#">Supp Note</a>	Criminal Procedure	Prohibits asking certain sex crime victims to submit to polygraph examinations	This is federal grant driven and if it does not pass the state could lose significant victim assistance grant funds.	Passed by House 115-3. Passed Senate 40-0. Signed by governor.
	X				HB 2727  <a href="#">CCR Brief</a>	Criminal Procedure	Concerning sexual assault; allowing victims to request a sexual assault exam at county expense with or without the victim cooperating with LE	This is partner bill to HB2726. We are supporting this one but did ask them to consider a method to send the evidence to law enforcement, without the patient identification, for storage and possibly even for testing. The bill was amended to have them sent to the KBI for storage.	Passed by House 125-0. Minor amendment by Senate Judiciary. Passed Senate 40-0. Judiciary Conference Committee adopted by Senate 38-1. <b>Adopted by House 121-0. Awaiting action by governor.</b>

Proposed Action					Bill Number	Topic	Description	Comments	Action
Watch	Actively Support	Seek Changes/ Voice Concerns	Actively Oppose	None					
X					HB 2780  <a href="#">CCR Brief</a>	Criminal	Complex bill with a variety of provisions. See the <a href="#">Supplemental Notes</a> for details. 1) Increases max fine for domestic battery from \$2500 to \$7500. 2) Added \$500-\$2500 fine for first offense of certain types of animal cruelty. 3) Prohibits expungement of conviction for agg. endangering a child. 4) Requirement for prosecutor convicting person on parole or probation in other county to notify the prosecutor in the county of parole/probation. 5) Adds Heart of America Regional Computer Forensics Lab to agencies eligible for \$400 analysis fee from persons convicted. 6) Authorization for DOC to transfer inmates identified with substance abuse treatment to an in custody treatment facility.	Senate Committee added amendments to K.S.A. 22-3716 relating to: (1) sentencing to DOC/intensive substance abuse treatment (minimum of 4 months) for violating conditional release or nonprison sanction; and (2) notice to appear and hearing within 120 days (Sec. 4). SC also added amendments to K.S.A. 75-5210 and 75-5220, inmates have presumption of minimum security status and inmates not sent through RDC when sentenced to DOC treatment.	Passed by House . Passed by Senate 40-0. <b>Judiciary Conference Committee Report passed by House 111-10 and by Senate 37-0. Awaiting action by governor.</b>
				X	HB <a href="#">2845</a>  <a href="#">Supp. Note</a>	Criminal	Makes aiding escape a level 4 nonperson felony when committed by an employee or volunteer working for DOC.  The senate amendments removed the theft of DOC uniforms provisions.  Will be effective on 7/1/08 if signed by the governor.	Amended by Senate Judiciary by striking sections 1 and 2.  The Conference Committee has discussed this bill but no tentative agreement reached.	Passed by House 123-0. Amended by Senate Judiciary. Passed Senate 40-0. In Judiciary Conference Committee. <b>House concurred with Senate version 119-0. Awaiting action by governor.</b>

## RETIREMENT RELATED BILLS

Proposed Action					Bill Number	Topic	Description	Comments	Action
Watch	Actively Support	Seek Changes/ Voice Concerns	Actively Oppose	None					
					SB <a href="#">309</a> House Sub to Sub <a href="#">CCR</a> <a href="#">Brief</a>	KPERS/KPF	Provides retired nurses can work for the state part time without penalty. <b>Also now contains what was originally in SB662, SB663, HB2077 and HB2673.</b>  <a href="#">See conference committee report.</a>	The core bill is about care homes. They have added the original provisions from HB2673. This has no LE impact, but I include it to demonstrate the demise of the 3% COLA in HB2673. The conference committee also added a provision exempting Washburn University retirees from state income tax on their retirement benefits; removed the sunset for the exemption of retired nurses working for the state from the \$20,000 salary cap; made numerous technical amendments to the KPERS laws. See the DDR Brief for details.	Passed by House 121-2. Appropriations Conference Committee report adopted by House 122-0 and by Senate 39-0. <b>Signed</b> by governor.
					HB <a href="#">2390</a>  <a href="#">Supp</a> <a href="#">Note</a>	KPERS/KPF	<b>This is a bill passed to implement the \$300 one time payment passed at the end of the session as part of the omnibus bill.</b>		<b>Passed by Senate 31-4 and by House 117-4. Awaiting action by governor.</b>

**BILLS OF INTEREST LISTED IN THE LAST REPORT THAT WERE NOT ENACTED BY THE LEGISLATURE DURING THE VETO SESSION**

		X		SB <a href="#">329</a> House Sub.	Illegal Immigration Relief Act	This is the House immigration bill now. It combined provisions from HB2370, HB2680, HB2836, and HB2921.  The local LE mandates have been removed from this bill.	Current language mandates LE inquire about status on every arrest. (It was on every detention.) It also still has the prohibition of agencies and cities to prohibit officers from acting on immigration matters; and state funding penalties for agencies that violate this law. See section 5 starting on page 7. Also includes a provision for the AG to negotiate with Homeland Security to train and deputize some state LE officers to enforce immigration laws. This does not include a mandate for local LE to participate, but allows it if the local agency wants to.	Passed House 96-27. In Federal and State Affairs Conference Committee.  This is the bill with the conference committee recommendations. Those recommendations remain in conference committee after the House rejected an attempt to move it forward under an agree to disagree motion. So it remains in conference committee. <b>This bill was not passed and is now dead.</b>
			X	SB <a href="#">385</a> House Sub.	KPERS/KPF	This is a general clean up bill for KPERS. Primarily for the new 2009 retirement plan for KPERS employees (not KP&F). But it contains many corrections to all KPERS plans to comply with federal laws and to correct references to other statutes and regulations.	Other than the clean up language that might be of some interest. This bill may be a platform for other attempts to amend in other provisions.	On House General Orders awaiting debate and floor action.  <b>Died on calendar with no action taken.</b>
X				SB <a href="#">476</a>	Criminal Procedure	Allows a court services officer, community corrections officer, or parole officer to issue a verbal directive to arrest a violator of parole/probation conditions. A requirement for a written directive to the jail facility remains.  Will become effective on publication in Kansas Register if signed by governor.	Amended by adding provisions of SB479 as amended and by changing effective date to publication in Kansas Register. On House floor amended to include downward departure bill HB2732. I expect the conference committee to come to an agreement on this and for it to ultimately be passed and sent to the governor.	Passed Senate 40-0. House Judiciary amended the bill and recommended it to pass. Passed by House 123-0.  In Judiciary Conference Committee. <b>Placed into HB 2707 in conference committee.</b>
	X			SB <a href="#">661</a>	KPERS/KPF	This is the 1% per year for 3 years COLA in the governor's budget.		Senate Ways and Means Committee. Hearing on 3/19.  <b>Bill is dead.</b>

	X				SB <a href="#">679</a>  <a href="#">Supp Note</a>	Other	Establishing the division of vehicles modernization fund to fund the huge software improvement for vehicle and driver's license records; the improvements will greatly enhance law enforcement access and search capabilities for these files.	Funded with additional \$5 on vehicle registration fees.  <b>This bill is dead but the contents were passed in a conference committee in HB2542.</b>	Recommended by Senate Ways and Means Committee to pass. Passed by the Senate 21-18. Assigned to House Appropriations Committee and never worked.
				X	HB <a href="#">2786</a>	Traffic – Vehicle Registration	Provisions for registering certain antique vehicles.	Appears to be going no where this year.	Passed House 121-2. Assigned to Senate Transportation. <b>No further action. Bill is dead.</b>
			X		HB <a href="#">2818</a>	Firearms	Allows the AG's office to access expunged records for concealed carry licensing purposes. A technical fix.  <b>The provision of this bill passed in HB2359.</b>	Has not been worked in Senate. Developed problem with House amendments and will probably not be worked further this session.	Amended by House Judiciary. Passed by House123-0. Assigned to Senate Judiciary.
	X				HB <a href="#">2890</a>  <a href="#">Supp Note</a>	Other	Establishing the division of vehicles modernization fund to fund the huge software improvement for vehicle and driver's license records; the improvements will greatly enhance law enforcement access and search capabilities for these files	Sister bill to SB679.  <b>This bill is dead, but provisions passed in HB 2542.</b>	Recommended by House Appropriations Committee to pass. On House General Orders but not scheduled for debate in House yet.