SENATE BILL No. 244

By Committee on Judiciary

2-10

1 AN ACT concerning the attorney general; authorizing prosecution of any
2 crime that is part of an alleged course of criminal conduct that occurred
3 in two or more counties; amending K.S.A. 75-702 and repealing the
4 existing section.
5
6 *Be it enacted by the Legislature of the State of Kansas:*
7 Section 1. K.S.A. 75-702 is hereby amended to read as follows: 75-
8 702. *(a)* The attorney general shall appear for the state, and prosecute and
9 defend any and all actions and proceedings, civil or criminal, in the Kansas
10 supreme court, the Kansas court of appeals and in all federal courts, in
11 which the state shall be interested or a party, and shall, when so appearing,
12 control the state's prosecution or defense.
13 *(b)* The attorney general shall also, when required by the governor or
14 either branch of the legislature, appear for the state and prosecute or
15 defend, in any other court or before any officer, in any cause or matter,
16 civil or criminal, in which this state may be a party or interested or when
17 the constitutionality of any law of this state is at issue and when so
18 directed shall seek final resolution of such issue in the supreme court of
19 the state of Kansas.
20 *(c) (1)* The attorney general shall have authority to prosecute any
21 matter related to a violation of K.S.A. 12-189 or 75-5133, and ~~amendment~~
22 *amendments* thereto, related to unlawful acts when the offender is an
23 officer or employee of a city or county.
24 *(2) Notwithstanding any provision of law to the contrary, the attorney*
25 *general shall have concurrent authority with any county or district*
26 *attorney to prosecute any crime or an attempt, conspiracy or criminal*
27 *solicitation as defined in K.S.A. 2022 Supp. 21-5301, 21-5302 or 21-5303,*
28 *and amendments thereto, of any crime that is part of an alleged course of*
29 *criminal conduct that occurred in two or more counties.*
30 Sec. 2. K.S.A. 75-702 is hereby repealed.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.