

SESSION OF 2016

SUPPLEMENTAL NOTE ON SENATE BILL NO. 376

As Amended by Senate Committee on
Corrections and Juvenile Justice

Brief*

SB 376, as amended, would amend law setting forth the duties of law enforcement agencies relating to reports of missing persons to require an agency to enter such reports into the National Crime Information Center (NCIC) and Kansas Bureau of Investigation (KBI) missing persons systems within two hours of receiving the minimum data required to make such an entry. (Under existing law, an agency is directed to make such entry "as soon as practical.")

The bill would clarify that this time limit would not apply when an agency determines a missing person is a high-risk missing person. Existing law requires an agency to immediately make such determination known to the KBI missing person system, and the bill would clarify that an agency is to separately cause the information to be entered into the NCIC missing persons system as soon as possible after the minimum information to make such entry is received.

The bill would be in effect upon publication in the *Kansas Register*.

Background

The bill was introduced by the Senate Committee on Corrections and Juvenile Justice. At the hearing before the Senate Committee, a representative of the Kansas Association of Chiefs of Police, Kansas Peace Officers

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

Association, and Kansas Sheriffs' Association testified in support of the bill, explaining the timing change was needed to comply with federal law and requesting an amendment to clarify the interaction of the two-hour limit with the existing provision related to high-risk missing persons. A representative of the KBI submitted written testimony supporting the bill and the proposed amendment. There was no neutral or opponent testimony.

The Senate Committee adopted the amendment recommended by the proponents.

According to the fiscal note prepared by the Division of the Budget on the bill, the KBI states there would be no fiscal effect on agency operations. The League of Kansas Municipalities indicates local police departments would have to complete the missing person report within a fixed time period, but the League is unable to estimate a fiscal effect.