An Act concerning federal law enforcement officers; relating to the definition thereof; amending K.S.A. 2016 Supp. 22-2411 and 74-5602 and repealing the existing sections.

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

Section 1. K.S.A. 2016 Supp. 22-2411 is hereby amended to read as follows: 22-2411. (a) A federal law enforcement officer who enters this state may arrest a person, without a warrant, when in the judgment of the federal law enforcement officer a person:

(1) Asserts physical force or uses forcible compulsion likely to cause death or great bodily harm to any person; or

(2) is committing an inherently dangerous felony as defined in K.S.A. 2016 Supp. 21-5402, and amendments thereto.

(b) To provide assistance to law enforcement officers, a federal law enforcement officer shall have the same authority as a law enforcement officer where:

(1) The federal law enforcement officer is rendering assistance at the request of any law enforcement officer; or

(2) the federal law enforcement officer is effecting an arrest or providing assistance as part of a bona fide task force or joint investigation in which law enforcement officers are participating.

(c) Any lawful actions pursuant to this section shall be deemed to be within the scope of the federal law enforcement officer's employment.

(d) As used in this section:

(1) "Federal law enforcement officer" means a person employed by the United States government and assigned to the federal bureau of investigation who is empowered to effect an arrest with or without a warrant for violation of the United States code and who is authorized to carry a firearm in the performance of the person's official duties as a federal law enforcement officer.

(2) "Law enforcement officer" has the meaning ascribed thereto in K.S.A. 2016 Supp. 21-5111, and amendments thereto.

(e) This section shall be a part of and supplemental to the Kansas code of criminal procedure.

Sec. 2. K.S.A. 2016 Supp. 74-5602 is hereby amended to read as follows: 74-5602. As used in the Kansas law enforcement training act:
(a) "Training center" means the law enforcement training center within the university of Kansas, created by K.S.A. 74-5603, and amendments thereto.

(b) "Commission" means the Kansas commission on peace officers' standards and training, created by K.S.A. 74-5606, and amendments thereto, or the commission's designee.

(c) "Chancellor" means the chancellor of the university of Kansas, or the chancellor's designee.

(d) "Director of police training" means the director of police training at the law enforcement training center.

(e) "Director" means the executive director of the Kansas commission on peace officers' standards and training.

(f) "Law enforcement" means the prevention or detection of crime and the enforcement of the criminal or traffic laws of this state or of any municipality thereof.

(g) "Police officer" or "law enforcement officer" means a full-time or part-time salaried officer or employee of the state, a county or a city, whose duties include the prevention or detection of crime and the enforcement of the criminal or traffic laws of this state or of any municipality thereof. Such terms shall include, but not be limited to: The sheriff, undersheriff and full-time or part-time salaried deputies in the sheriff's office in each county; deputy sheriffs deputized pursuant to K.S.A. 19-2858, and amendments thereto; conservation officers of the Kansas department of wildlife, parks and tourism; university police officers, as defined in K.S.A. 22-2401a, and amendments thereto; campus police officers, as defined in K.S.A. 22-2401a, and amendments thereto; law enforcement agents of the director of alcoholic beverage control; law enforcement agents designated by the secretary of revenue pursuant to K.S.A. 2016 Supp. 75-5157, and amendments thereto; law enforcement agents of the Kansas lottery; law enforcement agents of the Kansas racing commission; deputies and assistants of the state fire marshal having law enforcement authority; capitol police, existing under the authority of K.S.A. 75-4503, and amendments thereto; special investigators of the juvenile justice authority; special investigators designated by the secretary of labor; and law enforcement officers appointed by the adjutant general pursuant to K.S.A. 48-204, and amendments thereto; and federal law enforcement officers as defined in K.S.A. 22-2411(d)(1), and amendments thereto. Such terms shall also include railroad policemen appointed pursuant to K.S.A. 66-524, and amendments thereto; school security officers designated as school law enforcement officers pursuant to K.S.A. 72-8222, and amendments thereto; the manager and employees of the horsethief reservoir benefit district pursuant to K.S.A. 2016 Supp. 82a-2212, and amendments thereto; and the director of the Kansas commission
on peace officers' standards and training and any other employee of such
commission designated by the director pursuant to K.S.A. 74-5603, and
amendments thereto, as a law enforcement officer. Such terms shall not
include any elected official, other than a sheriff, serving in the capacity of
a law enforcement or police officer solely by virtue of such official's
elected position; any attorney-at-law having responsibility for law
enforcement and discharging such responsibility solely in the capacity of
an attorney; any employee of the commissioner of juvenile justice who is
employed solely to perform correctional, administrative or operational
duties related to juvenile correctional facilities; any employee of the
secretary of corrections, any employee of the secretary for children and
families; any deputy conservation officer of the Kansas department of
wildlife, parks and tourism; or any employee of a city or county who is
employed solely to perform correctional duties related to jail inmates and
the administration and operation of a jail; or any full-time or part-time
salaried officer or employee whose duties include the issuance of a citation
or notice to appear provided such officer or employee is not vested by law
with the authority to make an arrest for violation of the laws of this state or
any municipality thereof; and is not authorized to carry firearms when
discharging the duties of such person's office or employment. Such term
shall include any officer appointed or elected on a provisional basis.

(h) "Full-time" means employment requiring at least 1,000 hours of
law enforcement related work per year.

(i) "Part-time" means employment on a regular schedule or
employment which requires a minimum number of hours each payroll
period, but in any case requiring less than 1,000 hours of law enforcement
related work per year.

(j) "Misdemeanor crime of domestic violence" means a violation of
domestic battery as provided by K.S.A. 21-3412a, prior to its repeal, or
K.S.A. 2016 Supp. 21-5414, and amendments thereto, or any other
misdemeanor under federal, municipal or state law that has as an element
the use or attempted use of physical force, or the threatened use of a
deadly weapon, committed by a current or former spouse, parent, or
guardian of the victim, by a person with whom the victim shares a child in
common, by a person who is cohabiting with or has cohabited with the
victim as a spouse, parent or guardian, or by a person similarly situated to
a spouse, parent or guardian of the victim.

(k) "Auxiliary personnel" means members of organized nonsalaried
groups who operate as an adjunct to a police or sheriff's department,
including reserve officers, posses and search and rescue groups.

(l) "Active law enforcement certificate" means a certificate which
attests to the qualification of a person to perform the duties of a law
enforcement officer and which has not been suspended or revoked by
Sec. 3. K.S.A. 2016 Supp. 22-2411 and 74-5602 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the statute book.