

## HOUSE BILL No. 2082

By Representative McCreary

1-28

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AN ACT concerning counties; relating to personnel actions within the office of the county sheriff; amending K.S.A. 19-805 and repealing the existing section.

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

Section 1. K.S.A. 19-805 is hereby amended to read as follows: 19-805. (a) In addition to the undersheriff, the sheriff also may appoint, promote, demote and dismiss additional deputies and assistants necessary to carry out the duties of the office, for whose official acts the sheriff is responsible. Persons may also be deputized by such sheriff or undersheriff, in writing, to do particular acts. The sheriff and sureties of the sheriff shall be responsible, on the official bond of the sheriff, for the default or misconduct of the undersheriff and deputies.

(b) Within the limitations of the budget for the financing of the operation of the sheriff's office as approved by the board of county commissioners, the sheriff may attend and may require the undersheriff, deputies and any assistants to attend any meeting or seminars which the sheriff determines will be beneficial to the operation of the sheriff's office.

(c) The sheriff shall submit a budget for the financing of the operation of the sheriff's office to the board of county commissioners for their approval.

(d) Any personnel action taken by the sheriff under this section shall be subject to the following: (1) Personnel policies and procedures established by the ~~board of county commissioners~~ *sheriff* for all ~~county employees other than elected officials~~ *employees of the sheriff's office*; (2) any pay plan established by the board of county commissioners for all county employees other than elected officials; (3) any applicable collective bargaining agreements or civil service system; and (4) the budget for the financing of the operation of the sheriff's office as approved by the board of county commissioners.

*The board of county commissioners shall have no power to employ or terminate the employment of any person within the office of the sheriff nor to assign or reassign a person to or from employment within the office of the sheriff. The board shall have no power to initiate or disapprove any disciplinary action against any person employed within the office of the*

1 *sheriff.*

2 Sec. 2. K.S.A. 19-805 is hereby repealed.

3 Sec. 3. This act shall take effect and be in force from and after its  
4 publication in the statute book.

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