

KANSAS OFFICE *of*
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LEGISLATURE *of* THE STATE *of* KANSAS
Legislative Attorneys transforming ideas into legislation.

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MEMORANDUM

To: Senate Committee on Public Health and Welfare
From: Office of Revisor of Statutes
Date: March 5, 2026
Subject: Bill Brief on Sub for Sub for HB 2132 – Determining when a law enforcement officer may or shall take a child into custody

Substitute for Substitute for HB 2132 amends K.S.A. 38-2231, which currently specifies the circumstances under which a law enforcement officer is required to take a child into custody. This bill would change that ‘shall’ to ‘may’ for two of these circumstances:

- When an officer reasonably believes the child will be harmed if not immediately removed from the place or residence where the child has been found; and
- When an officer reasonably believes the child is experiencing a behavioral health crisis and is likely to cause harm to self or others.

This bill would take effect upon publication in the statute book and passed the house on a vote of 119-0.