

**SENATE BILL No. 530**

By Committee on Federal and State Affairs

3-9

1 AN ACT concerning criminal history record information; clarifying  
2 definitions of individuals who are subject to a state and national  
3 criminal history record check and which agency receives the results of  
4 such record check; authorizing the department for aging and disability  
5 services to conduct criminal history record checks on certain  
6 individuals; amending K.S.A. 40-4902, 58-4102 and 75-7b17 and  
7 K.S.A. 2025 Supp. 9-1719, 12-1679, 17-2234, 22-4714, 65-2802, 65-  
8 28,129, 74-50,182, 74-5602, 74-9802 and 75-53,105 and repealing the  
9 existing sections.

10

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

12 New Section 1. (a) The secretary for aging and disability services  
13 may require any applicant or employee whose work involves direct access  
14 to be fingerprinted and submit to a state and national criminal history  
15 record check in accordance with K.S.A. 2025 Supp. 22-4714, and  
16 amendments thereto, and complete a background check of any state or  
17 national registry designated by rules and regulations adopted by the  
18 secretary for aging and disability services. A reasonable fee shall be paid  
19 by the applicant or employee for each criminal history record check and  
20 may be collected the the secretary for aging and disability services before  
21 requesting such criminal history record check.

22 (b) (1) The secretary for aging and disability services shall  
23 permanently prohibit employment of any applicant or individual in a  
24 position with duties involving direct access if a background check or  
25 criminal history record check conducted pursuant to subsection (a) finds  
26 that the applicant or individual has been convicted of or adjudicated as a  
27 juvenile offender for an offense which, if committed by an adult, would  
28 constitute:

29 (A) Capital murder as described in K.S.A. 21-3439, prior to its  
30 repeal, or K.S.A. 21-5401, and amendments thereto;

31 (B) first degree murder as described in K.S.A. 21-3401, prior to its  
32 repeal, or K.S.A. 21-5402, and amendments thereto;

33 (C) second degree murder as described in K.S.A. 21-3401, prior to its  
34 repeal, or K.S.A. 21-5403(a), and amendments thereto;

35 (D) voluntary manslaughter as described in K.S.A. 21-3403, prior to  
36 its repeal, or K.S.A. 21-5404, and amendments thereto;

1 (E) assisting suicide as described in K.S.A. 21-3406, prior to its  
2 repeal, or K.S.A. 21-5407, and amendments thereto;

3 (F) mistreatment of a dependent adult or mistreatment of an elder  
4 person as described in K.S.A. 21-3437, prior to its repeal, or K.S.A. 21-  
5 5417, and amendments thereto;

6 (G) human trafficking or aggravated human trafficking as described  
7 in K.S.A. 21-3446 or 21-3447, prior to their repeal, or K.S.A. 21-5426,  
8 and amendments thereto;

9 (H) rape as described in K.S.A. 21-3502, prior to its repeal, or K.S.A.  
10 21-5503, and amendments thereto;

11 (I) indecent liberties with a child or aggravated indecent liberties with  
12 a child as described in K.S.A. 21-3503 or 21-3504, prior to their repeal, or  
13 K.S.A. 21-5506, and amendments thereto;

14 (J) aggravated criminal sodomy as described in K.S.A. 21-3506, prior  
15 to its repeal, or K.S.A. 21-5504(b), and amendments thereto;

16 (K) indecent solicitation of a child or aggravated indecent solicitation  
17 of a child as described in K.S.A. 21-3510 or 21-3511, prior to their repeal,  
18 or K.S.A. 21-5508, and amendments thereto;

19 (L) sexual exploitation of a child as described in K.S.A. 21-3516,  
20 prior to its repeal, or K.S.A. 21-5510, and amendments thereto;

21 (M) sexual battery or aggravated sexual battery as described in  
22 K.S.A. 21-3517 or 21-3518, prior to their repeal, or K.S.A. 21-5505, and  
23 amendments thereto;

24 (N) commercial sexual exploitation of a child as described in K.S.A.  
25 21-6422, and amendments thereto; or

26 (O) an attempt, conspiracy or criminal solicitation, as defined in  
27 K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 21-  
28 5301, 21-5302 or 21-5303, and amendments thereto, of an offense  
29 described in paragraph (1)(A) through (1)(O) or any conviction or  
30 adjudication in another jurisdiction for an offense that is comparable to an  
31 offense described in paragraph (1)(A) through (1)(O).

32 (2) Unless a waiver is granted by the secretary for aging and  
33 disability services pursuant to paragraph (3), the secretary for aging and  
34 disability services shall prohibit employment of any applicant or individual  
35 in a position with duties involving direct access if a background check or  
36 criminal history record check conducted pursuant to subsection (a) finds  
37 that the applicant or individual has been convicted of or adjudicated as a  
38 juvenile offender for an offense which, if committed by an adult, would  
39 constitute a felony violation of the following and six years or less has  
40 elapsed since the applicant's or individual's completion of the sentence  
41 imposed or discharge from probation, a community correctional services  
42 program, parole, postrelease supervision, conditional release or a  
43 suspended sentence:

- 1 (A) An offense described in article 34, 35 or 36 of chapter 21 of the  
2 Kansas Statutes Annotated, prior to their repeal, or article 54, 55 or 56 of  
3 chapter 21 of the Kansas Statutes Annotated, and amendments thereto, that  
4 is not described in paragraph (1);
- 5 (B) theft as described in K.S.A. 21-3701, prior to its repeal, or K.S.A.  
6 21-5801, and amendments thereto;
- 7 (C) violation of a protective order as described in K.S.A. 21-3843,  
8 prior to its repeal, or K.S.A. 21-5624, and amendments thereto;
- 9 (D) promoting obscenity or promoting obscenity to minors as  
10 described in K.S.A. 21-4301 or 21-4301a, prior to their repeal, or K.S.A.  
11 21-6401, and amendments thereto;
- 12 (E) cruelty to animals as described in K.S.A. 21-3727, 21-4310 or 21-  
13 4311, prior to their repeal, or K.S.A. 21-6412, and amendments thereto;
- 14 (F) unlawful manufacture of a controlled substance as described in  
15 K.S.A. 21-36a03, prior to its repeal, or K.S.A. 21-5703, and amendments  
16 thereto;
- 17 (G) unlawful cultivation or distribution of a controlled substance as  
18 described in K.S.A. 21-36a05, prior to its repeal, or K.S.A. 21-5705, and  
19 amendments;
- 20 (H) unlawful manufacture, distribution, cultivation or possession of a  
21 controlled substance using a communication facility as described in K.S.A.  
22 21-36a07, prior to its repeal, or K.S.A. 21-5707, and amendments thereto;
- 23 (I) unlawful obtainment or sale of a prescription-only drug as  
24 described in K.S.A. 21-36a08, prior to its repeal, or K.S.A. 21-5708, and  
25 amendments thereto;
- 26 (J) unlawful distribution of drug precursors or drug paraphernalia as  
27 described in K.S.A. 21-36a10, prior to its repeal, or K.S.A. 21-5710, and  
28 amendments thereto;
- 29 (K) unlawful distribution or possession of a simulated controlled  
30 substance pursuant to K.S.A. 21-36a13, prior to its repeal, or K.S.A. 21-  
31 5713, and amendments thereto;
- 32 (L) forgery as described in K.S.A. 21-3710, prior to its repeal, or  
33 K.S.A. 21-5823, and amendments thereto;
- 34 (M) criminal use of a financial card as described in K.S.A. 21-3729,  
35 prior to its repeal, or K.S.A. 21-5828, and amendments thereto;
- 36 (N) a violation of the Kansas medicaid fraud control act as described  
37 in K.S.A. 21-3844 et seq., prior to its repeal, or K.S.A. 21-5925 et seq.,  
38 and amendments thereto;
- 39 (O) making a false claim, statement or representation to the medicaid  
40 program pursuant to K.S.A. 21-3846, prior to its repeal, or K.S.A. 21-  
41 5927, and amendments thereto;
- 42 (P) unlawful acts relating to the medicaid program as described in  
43 K.S.A. 21-3847, prior to its repeal, or K.S.A. 21-5928, and amendments

1 thereto;

2 (Q) obstruction of a medicaid fraud investigation as described in  
3 K.S.A. 21-3856, prior to its repeal, or K.S.A. 21-5929, and amendments  
4 thereto;

5 (R) identity theft or identity fraud as described in K.S.A. 21-4018,  
6 prior to its repeal, or K.S.A. 21-6107, and amendments thereto;

7 (S) social welfare fraud as described in K.S.A. 39-720, and  
8 amendments thereto; or

9 (T) an attempt, conspiracy or criminal solicitation, as defined in  
10 K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 21-  
11 5301, 21-5302 or 21-5303, and amendments thereto, of an offense  
12 described in paragraph (2)(A) through (2)(S) or any conviction or  
13 adjudication in another jurisdiction for an offense that is comparable to an  
14 offense described in paragraph (2)(A) through (2)(S).

15 (3) A person who has been disqualified from employment because of  
16 a conviction or adjudication for an offense described in paragraph (2) may  
17 apply to the secretary for aging and disability services for a waiver of such  
18 disqualification after six years has elapsed since the completion of the  
19 sentence for such conviction or adjudication. The secretary shall adopt  
20 rules and regulations establishing the waiver process and the criteria that is  
21 utilized by the secretary in evaluating whether to grant a waiver request.

22 (c) As used in this section:

23 (1) "Applicant" means an individual who:

24 (A) Applies for a license, certification or registration or employment  
25 with an entity to provide services administered by the secretary for aging  
26 and disability services in connection with the disability or behavioral  
27 health services program, operation of the institutions, the health  
28 occupations and credentialing program, the criminal history record check  
29 program, the psychiatric residential treatment facilities program and the  
30 aged and senior programs transferred to the department for aging and  
31 disability services pursuant to K.S.A. 39-1903, 39-1904, 39-1908, 39-1909  
32 and 75-5908, and amendments thereto;

33 (B) applies for a license, certification or registration or employment  
34 with any entity to provide services administered by the secretary for aging  
35 and disability services in connection with licensure as a speech-language  
36 pathologist or audiologist pursuant to K.S.A. 65-6503, and amendments  
37 thereto, or a certified community behavioral health clinic or peer support  
38 specialist pursuant to K.S.A. 39-2019 or 75-5964, and amendments  
39 thereto; or

40 (C) applies for employment with the department for aging and  
41 disability services or a state institution in connection with the services or  
42 programs described in paragraphs (1)(A) or (1)(B);

43 (2) "employee" means an individual whose work involves direct

1 access and:

2 (A) Works or volunteers at a state institution, for an employment  
3 agency or as an independant contractor performing services on behalf of  
4 the secretary for aging and disability services;

5 (B) works or volunteers at an entity that is licensed, certified or  
6 registered by the secretary for aging and disability services; or

7 (C) requires a security clearance as deemed by the secretary for aging  
8 and disability services;

9 (3) "completion of sentence" means the last day of the entire term of  
10 incarceration imposed by a sentence, including any term that is deferred,  
11 suspended or subject to parole, probation, postrelease supervision,  
12 diversion or assignment to a community correctional services program;

13 (4) "direct access" means work that involves:

14 (A) Actual or reasonable expectation of periodic or frequent  
15 interaction with a patient or participant whose services fall under the  
16 jurisdiction of the secretary for aging and disability services;

17 (B) access to the property, personally identifiable information,  
18 protected health information or financial information of patients or  
19 participants under the jurisdiction of the secretary for aging and disability  
20 services; or

21 (C) access to data systems that may contain such information;

22 (5) "employment agency" means an organization or entity that has a  
23 contractual relationship with the secretary for aging and disability services,  
24 a state institution or an entity that is licensed, certified or registered by the  
25 secretary for aging and disability services to provide staff whose duties  
26 will involve direct access; and

27 (6) "independent contractor" means an organization, entity, agency or  
28 individual that provides contracted workers or services to the secretary for  
29 aging and disability services, a state institution or an entity licensed,  
30 certified or registered by the secretary for aging and disability services to  
31 provide staff whose duties will involve direct access.

32 Sec. 2. K.S.A. 2025 Supp. 9-1719 is hereby amended to read as  
33 follows: 9-1719. As used in K.S.A. 9-1719 to 9-1722, inclusive, and  
34 amendments thereto:

35 (a) "Applicant" means a person who has submitted a change of  
36 control application pursuant to K.S.A. 9-1721, and amendments thereto.

37 (b) (1) "Control" means the power to:

38 ~~(A)~~ Vote 25% or more of any class of voting shares;

39 ~~(B)~~ direct, in any manner, the election of a majority of the  
40 directors; or

41 ~~(C)~~ direct or exercise a controlling influence over the management  
42 or policies.

43 (2) *A person shall be deemed to be directing or exercising a*

1 *controlling influence over the management or policies pursuant to*  
 2 *paragraph (1)(C) if the person is:*

3 (A) *An executive officer as defined in K.S.A. 9-701, and amendments*  
 4 *thereto, or a member of the board of directors of a bank or trust company*  
 5 *and directly or indirectly owns or has the power to vote more than 10% of*  
 6 *any class of voting securities of the bank or trust company; or*

7 (B) *not an executive officer as defined in K.S.A. 9-701, and*  
 8 *amendments thereto, or a member of the board of directors of a bank or*  
 9 *trust company and directly or indirectly owns or has the power to vote*  
 10 *more than 10% of any class of voting securities of the bank or trust*  
 11 *company and no other person owns or has the power to vote a greater*  
 12 *percentage of that class of voting securities.*

13 (c) "Person" means an individual or a corporation, *limited liability*  
 14 *company, partnership, trust, association, joint venture, pool, syndicate, sole*  
 15 *proprietorship, unincorporated organization or any other form of entity not*  
 16 *specifically listed in this subsection that is authorized to engage in*  
 17 *business under the laws of the state of its formation.*

18 Sec. 3. K.S.A. 2025 Supp. 12-1679 is hereby amended to read as  
 19 follows: 12-1679. (a) As used in this act: (1) "Municipality"—~~shall mean~~  
 20 *means any incorporated city or county of this state;*

21 (2) "Merchants or security policeman" or "merchants or security  
 22 police force or agency"—~~shall mean~~ *means any person engaged for hire in*  
 23 *the business of guarding, watching, patrolling or otherwise attempting to*  
 24 *provide security for the real or personal property of another person; and*

25 (3) "Person"—~~shall mean~~ *means any individual, partnership,*  
 26 *association, firm; or corporation or other business entity.*

27 (b) Every municipality ~~which~~ *that* requires a license pursuant to this  
 28 act shall acquire or collect the fingerprints of any person who applies for a  
 29 merchants or security policeman's license from such municipality in  
 30 accordance with K.S.A. 2025 Supp. 22-4714, and amendments thereto.

31 (c) No municipality shall license, permit or otherwise authorize or  
 32 allow any person to do business within such municipality as a merchants  
 33 or security policeman or as a merchants or security police force or agency,  
 34 unless every motor vehicle, as defined by K.S.A. 8-1437, and amendments  
 35 thereto, ~~which~~ *that* is used in any way by such person while doing business  
 36 as a merchants or security policeman or police force or agency is properly  
 37 registered.

38 Sec. 4. K.S.A. 2025 Supp. 17-2234 is hereby amended to read as  
 39 follows: 17-2234. (a) (1) There is hereby established the state department  
 40 of credit unions, which shall be under the administrative supervision of the  
 41 administrator as directed by law. The administrator may appoint or employ  
 42 an attorney to assist the department in its functions under this act, and in  
 43 accordance with the civil service law, such special assistants, deputies or

1 examiners, and other employees, as may be necessary for the purpose of  
2 administering and enforcing the provisions of this act.

3 (2) The administrator is hereby authorized to appoint financial  
4 examiners and other staff who shall be in the unclassified service under the  
5 Kansas civil service act. The administrator's salary schedule for  
6 unclassified positions shall be reported to the credit union council  
7 annually.

8 (b) Nothing in subsection (a) shall affect the classified status of any  
9 person employed with the department of credit unions on the day  
10 immediately preceding the effective day of this act.

11 (c) Each ~~employee~~ *candidate for employment* shall submit to a state  
12 and national criminal background check prior to being employed in such  
13 position in accordance with K.S.A. 2025 Supp. 22-4714, and amendments  
14 thereto.

15 (d) As used in this section, "candidate" means a person who has  
16 applied for a position with or is currently employed by the state  
17 department of credit unions as a deputy or an examiner.

18 Sec. 5. K.S.A. 2025 Supp. 22-4714 is hereby amended to read as  
19 follows: 22-4714. (a) A governmental agency other than a criminal justice  
20 agency as defined in K.S.A. 22-4701, and amendments thereto, identified  
21 in subsection (b) may require a person to be fingerprinted and shall submit  
22 such fingerprints to the Kansas bureau of investigation and the federal  
23 bureau of investigation for a search of the state and federal database.  
24 Fingerprints provided pursuant to this section may be used to identify a  
25 person and to determine whether such person has a record of criminal  
26 history in this state or in another jurisdiction. An agency identified in  
27 subsection (b) may use the information obtained from the criminal history  
28 record check for the purposes of verifying the identification of a person  
29 and in the official determination of the qualifications and fitness of such  
30 person to be issued or maintain employment, licensure, registration,  
31 certification or a permit, act as an agent of a licensee, hold ownership of a  
32 licensee or serve as a director or officer of a licensee.

33 (b) (1) The Kansas bureau of investigation shall release criminal  
34 history record information related to adult convictions, adult non-  
35 convictions, adult diversions, adult expunged records, juvenile  
36 adjudications, juvenile non-adjudications, juvenile diversions and juvenile  
37 expunged records to:

38 (A) ~~The Kansas department for children and families or the Kansas~~  
39 ~~department for aging and disability services~~ for initial or continuing  
40 employment or participation in any program administered for the  
41 placement, safety, protection or treatment of vulnerable children or adults  
42 as described in K.S.A. 75-53,105, and amendments thereto;

43 (B) the attorney general for applicants as defined in K.S.A. 75-7b01,

1 and amendments thereto, in connection with such application as described  
2 in K.S.A. 75-7b04 and 75-7b17, and amendments thereto;

3 (C) the attorney general for applicants as defined in K.S.A. 75-7c02,  
4 and amendments thereto, in connection with such application as described  
5 in K.S.A. 75-7c05, and amendments thereto;

6 (D) the attorney general for applicants as defined in K.S.A. 75-7b01,  
7 and amendments thereto, in connection with such application for  
8 certification as described in K.S.A. 75-7b21, and amendments thereto; and

9 (E) the attorney general for applicants as defined in K.S.A. 7e01, and  
10 amendments thereto, in connection with such application as described in  
11 K.S.A. 75-7e03, and amendments thereto.

12 (2) The Kansas bureau of investigation shall release criminal history  
13 record information related to adult convictions, adult non-convictions,  
14 adult diversions, adult expunged records and juvenile expunged records to:

15 (A) The state lottery for candidates for employees as defined in  
16 K.S.A. 74-8702, and amendments thereto, in connection with such  
17 employment as described in K.S.A. 74-8704, and amendments thereto; and

18 (B) the Kansas racing and gaming commission for candidates for  
19 employees or licensees as defined in K.S.A. 74-8802, and amendments  
20 thereto, in connection with such employment or license as described in  
21 K.S.A. 74-8804, and amendments thereto, including an applicant for a  
22 simulcasting license.

23 (3) The Kansas bureau of investigation shall release criminal history  
24 record information related to adult convictions, adult non-convictions,  
25 adult diversions, adult expunged records, juvenile adjudications, juvenile  
26 non-adjudications and juvenile diversions to:

27 (A) The emergency medical services board for applicants as defined  
28 in K.S.A. 65-6129, and amendments thereto, in connection with such  
29 application as described in K.S.A. 65-6129, and amendments thereto;

30 (B) the department of administration for candidates for sensitive  
31 employees as defined in K.S.A. 75-3707e, and amendments thereto, in  
32 connection with such employment as described in K.S.A. 75-3707e, and  
33 amendments thereto; and

34 (C) the state gaming agency for candidates for employees and  
35 licensees as defined in K.S.A. 74-9802, and amendments thereto, in  
36 connection with such employment or license as described in K.S.A. 74-  
37 9805, and amendments thereto.

38 (4) The Kansas bureau of investigation shall release criminal history  
39 record information related to adult convictions, adult non-convictions,  
40 adult diversions and adult expunged records to:

41 (A) The supreme court ~~and state board of law examiners~~ for  
42 applicants as defined in K.S.A. 7-127, and amendments thereto, in  
43 connection with such application as described in K.S.A. 7-127, and

1 amendments thereto; and

2 (B) the commission on peace officers' standards and training for  
3 applicants for certification under the Kansas law enforcement training act  
4 as described in K.S.A. 74-5607, and amendments thereto.

5 (5) The Kansas bureau of investigation shall release criminal history  
6 record information related to adult convictions, adult non-convictions,  
7 adult diversions and juvenile adjudications to:

8 (A) The athletic commission within the Kansas department of  
9 commerce for a candidate for boxing commission as defined in K.S.A. 74-  
10 50,182, and amendments thereto, in connection with such appointment as  
11 described in K.S.A. 74-50,184, and amendments thereto;

12 (B) the secretary of health and environment for employees at a child  
13 care facility as defined in K.S.A. 65-503, and amendments thereto, in  
14 connection with such employment as described in K.S.A. 65-516, and  
15 amendments thereto;

16 (C) the secretary of commerce for final applicants for a sensitive  
17 position or employees in a sensitive position as defined in K.S.A. 2025  
18 Supp. 74-5005a, and amendments thereto, in connection with such  
19 employment as described in K.S.A. 2025 Supp. 74-5005a, and  
20 amendments thereto;

21 (D) the secretary of labor for employees as defined in K.S.A. 75-  
22 5702, and amendments thereto, in connection with such employment as  
23 described in K.S.A. 75-5702, and amendments thereto; ~~and~~

24 (E) the state bank commissioner for any officer, partner, member,  
25 owner, principal or director of an applicant or registrant in connection with  
26 such application or registration as described in K.S.A. 2025 Supp. 9-2411,  
27 and amendments thereto; *and*

28 *(F) the secretary for aging and disability services for employees and*  
29 *applicants as defined in section 1, and amendments thereto, in connection*  
30 *with such employment or application as described in section 1, and*  
31 *amendments thereto.*

32 (6) The Kansas bureau of investigation shall release criminal history  
33 record information related to adult convictions and juvenile adjudications  
34 to:

35 (A) The secretary for aging and disability services for applicants as  
36 defined in K.S.A. 39-970, and amendments thereto, in connection with  
37 such application as described in K.S.A. 39-970, and amendments thereto;

38 (B) the Kansas department for aging and disability services for  
39 applicants as defined in K.S.A. 39-2009, and amendments thereto, in  
40 connection with such application as described in K.S.A. 39-2009, and  
41 amendments thereto; and

42 (C) the secretary for aging and disability services for applicants as  
43 defined in K.S.A. 65-5117, and amendments thereto, in connection with

1 such application as described in K.S.A. 65-5117, and amendments thereto.

2 (7) The Kansas bureau of investigation shall release criminal history  
3 record information related to adult convictions and adult non-convictions  
4 to:

5 (A) The division of motor vehicles within the department of revenue  
6 for applicants for reinstatement of a license to drive a commercial motor  
7 vehicle as described in K.S.A. 8-2,142, and amendments thereto;

8 (B) the board of examiners in optometry for applicants or licensees as  
9 defined in K.S.A. 65-1501, and amendments thereto, in connection with  
10 such application or an investigation as described in K.S.A. 65-1505, and  
11 amendments thereto;

12 (C) the board of pharmacy for fingerprint candidates as defined in  
13 K.S.A. 65-1626, and amendments thereto, in connection with such  
14 application or license as described in K.S.A. 65-1696, and amendments  
15 thereto;

16 (D) the state board of healing arts for applicants ~~or~~ licensees *or*  
17 *employees* as defined in K.S.A. 65-2802, and amendments thereto, in  
18 connection with such application *or employment* or an investigation as  
19 described in K.S.A. *65-2802 or* 65-28,129, and amendments thereto;

20 ~~(E) the state board of healing arts for applicants or licensees as~~  
21 ~~defined in K.S.A. 65-2901, and amendments thereto, in connection with~~  
22 ~~such application or an investigation as described in K.S.A. 65-2924, and~~  
23 ~~amendments thereto;~~

24 (F) the board of nursing for applicants as defined in K.S.A. 74-1112,  
25 and amendments thereto, in connection with such application as described  
26 in K.S.A. 74-1112, and amendments thereto;

27 ~~(G)~~(F) the behavioral sciences regulatory board for licensees as  
28 defined in K.S.A. 74-7511, and amendments thereto, in connection with  
29 such application or license as described in K.S.A. 74-7511, and  
30 amendments thereto;

31 ~~(H)~~(G) the state lottery for a vendor to whom a major procurement  
32 contract is to be awarded in connection with an investigation as described  
33 in K.S.A. 74-8705, and amendments thereto;

34 ~~(I)~~(H) the attorney general for appointees of the governor to positions  
35 subject to confirmation by the senate and judicial appointees as described  
36 in K.S.A. 75-712, and amendments thereto;

37 ~~(J)~~(I) appointing authorities as defined in K.S.A. 75-4315d, and  
38 amendments thereto, for nongubernatorial appointees as described in  
39 K.S.A. 75-4315d, and amendments thereto;

40 ~~(K)~~(J) the Kansas real estate commission for applicants as defined in  
41 K.S.A. 58-3035, and amendments thereto, or for licensees as defined in  
42 K.S.A. 58-3035, and amendments thereto, in connection with an  
43 investigation as described in K.S.A. 58-3039, and amendments thereto;

1       ~~(L)~~(K) the insurance commissioner for applicants for licensure as an  
2 insurance agent as defined in K.S.A. 40-4902, and amendments thereto, in  
3 connection with such application as described in K.S.A. 40-4905, and  
4 amendments thereto;

5       ~~(M)~~(L) the insurance commissioner for applicants as defined in  
6 K.S.A. ~~40-5501~~ 40-5502, and amendments thereto, in connection with  
7 such application as described in K.S.A. 40-5505, and amendments thereto;  
8 and

9       ~~(N)~~(M) the state bank commissioner for applicants in control of a  
10 licensee, licensees or key individuals as defined in K.S.A. 2025 Supp. 9-  
11 555, and amendments thereto, in connection with such application as  
12 described in K.S.A. 2025 Supp. 9-565, and amendments thereto.

13       (8) The Kansas bureau of investigation shall release criminal history  
14 record information related to adult convictions to:

15       (A) The department of agriculture for hemp employees as defined in  
16 K.S.A. 2-3901, and amendments thereto, in connection with such  
17 employment as described in K.S.A. 2-3902, and amendments thereto;

18       (B) the department of agriculture for applicants for licensure as a  
19 hemp producer as defined in K.S.A. 2-3901, and amendments thereto, in  
20 connection with such application as described in K.S.A. 2-3906, and  
21 amendments thereto;

22       (C) the office of state fire marshal for applicants for registration as a  
23 hemp processor as defined in K.S.A. 2-3901, and amendments thereto, in  
24 connection with such application as described in K.S.A. 2-3907, and  
25 amendments thereto;

26       (D) the department of agriculture for hemp destruction employees as  
27 defined in K.S.A. 2-3901, and amendments thereto, in connection with  
28 such employment as described in K.S.A. 2-3911, and amendments thereto;

29       (E) the bank commissioner for any applicant as defined in K.S.A. 9-  
30 508, and amendments thereto, in connection with such application as  
31 described in K.S.A. 9-509, and amendments thereto;

32       (F) the bank commissioner for an applicant for employment as a new  
33 executive officer or director with a money transmitter company as  
34 described in K.S.A. 9-513e, and amendments thereto;

35       (G) the bank commissioner for any applicant as defined in K.S.A. 9-  
36 1719, and amendments thereto, in connection with such application as  
37 described in K.S.A. 9-1722, and amendments thereto;

38       (H) the bank commissioner for an applicant, registrant or licensee as  
39 defined in K.S.A. 9-2201, and amendments thereto, in connection with  
40 such application, registration or license as described in K.S.A. 9-2209, and  
41 amendments thereto;

42       (I) the state banking board for any officer, director or organizer of a  
43 proposed fiduciary financial institution as defined in K.S.A. 9-2301, and

1 amendments thereto, in connection with such role as described in K.S.A.  
2 9-2302, and amendments thereto;

3 (J) municipalities for applicants for merchant or security police as  
4 described in K.S.A. 12-1679, and amendments thereto;

5 (K) the bank commissioner for applicants as defined in K.S.A. 16a-6-  
6 104, and amendments thereto, in connection with such application as  
7 described in K.S.A. 16a-6-104, and amendments thereto;

8 (L) the state department of credit unions for every candidate as  
9 defined in K.S.A. 17-2234, and amendments thereto, in connection with  
10 such employment as described in K.S.A. 17-2234, and amendments  
11 thereto;

12 (M) the division of alcoholic beverage control within the department  
13 of revenue for applicants as defined in K.S.A. 41-102, and amendments  
14 thereto, in connection with such application as described in K.S.A. 41-  
15 311b, and amendments thereto;

16 (N) the division of post audit for employees as defined in K.S.A. 46-  
17 1103, and amendments thereto, in connection with such employment as  
18 described in K.S.A. 46-1103, and amendments thereto;

19 (O) the bank commissioner for licensees as defined in K.S.A. 50-  
20 1126, and amendments thereto, in connection with such license as  
21 described in K.S.A. 50-1128, and amendments thereto;

22 (P) the real estate appraisal board for licensees as defined in K.S.A.  
23 58-4102, and amendments thereto, in connection with an application or  
24 investigation as described in K.S.A. 58-4127, and amendments thereto;

25 (Q) the real estate appraisal board for applicants as defined in K.S.A.  
26 58-4703, and amendments thereto, in connection with such application as  
27 described in K.S.A. 58-4709, and amendments thereto;

28 (R) *the real estate appraisal board for a controlling person as*  
29 *defined in K.S.A. 58-4703, and amendments thereto, in connection with an*  
30 *application and designation as described in K.S.A. 58-4710, and*  
31 *amendments thereto;*

32 (S) the department of health and environment for an employee as  
33 defined in K.S.A. 65-2401, and amendments thereto, in connection with  
34 such employment as described in K.S.A. 65-2402, and amendments  
35 thereto;

36 (~~S~~)*(T)* the Kansas office of veterans services for candidates as defined  
37 in K.S.A. 73-1210a, and amendments thereto, in connection with an  
38 application as described in K.S.A. 73-1210a, and amendments thereto;

39 (~~T~~)*(U)* a senate standing committee for a member named, appointed  
40 or elected to the public employee retirement systems board of trustee  
41 membership as described in K.S.A. 74-4905, and amendments thereto;

42 (~~U~~)*(V)* the department of revenue for employees as defined in K.S.A.  
43 75-5133c, and amendments thereto, in connection with such employment

1 as described in K.S.A. 75-5133c, and amendments thereto;

2 ~~(V)~~(W) the division of motor vehicles within the department of  
3 revenue for employees as defined in K.S.A. 75-5156, and amendments  
4 thereto, in connection with such employment as described in K.S.A. 75-  
5 5156, and amendments thereto;

6 ~~(W)~~(X) the Kansas commission for the deaf and hard of hearing for  
7 applicants as defined in K.S.A. 75-5397f, and amendments thereto, in  
8 connection with such application as described in K.S.A. 75-5393a, and  
9 amendments thereto;

10 ~~(X)~~(Y) the Kansas commission for the deaf and hard of hearing for  
11 employees as defined in K.S.A. 75-5397f, and amendments thereto, in  
12 connection with such employment as described in K.S.A. 75-5393c, and  
13 amendments thereto;

14 ~~(Y)~~(Z) the department of health and environment for employees as  
15 defined in K.S.A. 75-5609a, and amendments thereto, in connection with  
16 such employment as described in K.S.A. 75-5609a, and amendments  
17 thereto; and

18 ~~(Z)~~(AA) an executive branch agency head for employees as defined in  
19 K.S.A. 75-7241, and amendments thereto, in connection with such  
20 employment as described in K.S.A. 75-7241, and amendments thereto.

21 (c) State and local law enforcement agencies shall assist with taking  
22 fingerprints of individuals as authorized by this section. *State and local*  
23 *law enforcement agencies may charge a fee as reimbursement for expenses*  
24 *incurred in taking and processing fingerprints under this section.*

25 (d) Any board, commission, committee or other public body shall  
26 recess into a closed executive session pursuant to K.S.A. 75-4319, and  
27 amendments thereto, to receive and discuss criminal history record  
28 information obtained pursuant to this section.

29 (e) The Kansas bureau of investigation may charge a reasonable fee  
30 for conducting a criminal history record check.

31 (f) (1) Fingerprints and criminal history record information received  
32 pursuant to this section shall be confidential and shall not be subject to the  
33 provisions of the Kansas open records act, K.S.A. 45-215 et seq., and  
34 amendments thereto. The provisions of this paragraph shall expire on July  
35 1, 2029, unless the legislature reviews and reenacts this provision pursuant  
36 to K.S.A. 45-229, and amendments thereto, prior to July 1, 2029.

37 (2) Disclosure or use of any information received pursuant to this  
38 section for any purpose other than the purpose described in this section  
39 shall be a class A nonperson misdemeanor and shall constitute grounds for  
40 removal from office.

41 Sec. 6. K.S.A. 40-4902 is hereby amended to read as follows: 40-  
42 4902. As used in this act:

43 (a) "Approved subject" or "approved course" means any educational

1 presentation involving insurance fundamentals, insurance law, insurance  
2 policies and coverage, insurance needs, insurance risk management,  
3 insurance agency management or other areas, which is offered in a class,  
4 seminar, computer based training, interactive internet training or other  
5 similar form of instruction, and that has been approved by the  
6 commissioner under this act as expanding skills and knowledge obtained  
7 prior to initial licensure under this act or developing new and relevant  
8 skills and knowledge in preparation for such licensure.

9 (b) "Biennial due date" means the last day of the birth month of any  
10 licensed insurance agent who is required to complete C.E.C.'s and report  
11 the completion of such C.E.C.'s to the commissioner pursuant to this act,  
12 except that such due date shall not be earlier than two years from the date  
13 of the insurance agent's initial licensure under this act. The biennial due  
14 date for a registered business entity shall be the last day of the month of  
15 the date of initial licensure under this act.

16 (c) "Biennium" means the period starting with the insurance agent's  
17 biennial due date in 2001 and each two-year period thereafter for any  
18 insurance agent who was born in an odd-numbered year. For any insurance  
19 agent who was born in an even-numbered year, the term shall mean the  
20 period starting with the insurance agent's biennial due date in 2002 and  
21 each two-year period thereafter. The biennium for a registered business  
22 entity shall be the two-year period following such business entity's initial  
23 licensure or renewal of such license.

24 (d) "Broker" means any individual who acts or aids in any manner in  
25 negotiating contracts of insurance, or in placing risks or in soliciting or  
26 effecting contracts of insurance as an agent for an insured other than such  
27 individual and not as an agent of an insurance company or any other type  
28 of insurance carrier. The term "broker" does not include: A person working  
29 as an officer for an insurance carrier, or in a clerical, administrative or  
30 service capacity for an insurance carrier, licensed agent or broker, provided  
31 that such person does not solicit contracts of insurance, or an attorney-at-  
32 law in the performance of such attorney's duties, an insured who places or  
33 negotiates the placement of such insured's own insurance, or any employee  
34 of an insured engaged in placing or negotiating for placement of insurance  
35 for such employee's employer.

36 (e) "Business entity" means any corporation, association, partnership,  
37 limited liability company, limited liability partnership or other legal entity.

38 (f) "C.E.C." means continuing education credit containing at least 50  
39 minutes of instruction in each clock hour. The term C.E.C. also includes  
40 any value, expressed in a whole number of units, assigned by the  
41 commissioner to an approved subject.

42 (g) "Commissioner" means the commissioner of insurance as defined  
43 in K.S.A. 40-102, and amendments thereto. The term "commissioner"-also

1 includes any authorized representative or designee of the commissioner  
2 *who is employed by the department.*

3 (h) "Department" means the insurance department established by  
4 K.S.A. 40-102, and amendments thereto.

5 (i) "Home state" means the District of Columbia and any state or  
6 territory of the United States in which an insurance agent maintains such  
7 agent's principal place of residence or principal place of business and is  
8 licensed to act as an insurance agent.

9 (j) "Inactive agent" means any licensed agent who presents evidence  
10 satisfactory to the commissioner that demonstrates that such agent will not  
11 do any act toward transacting the business of insurance for not more than  
12 four years from the date such evidence is received by the commissioner.

13 (k) "Insurance agent" and "agent" ~~means~~ *mean* any person required to  
14 be licensed under the provisions of chapter 40 of the Kansas Statutes  
15 Annotated, and amendments thereto, to sell, solicit or negotiate insurance.  
16 For the purposes of the uniform agents licensing act, whenever the terms  
17 "agent" or "broker" ~~appear~~ *appears* in chapter 40 of the Kansas Statutes  
18 Annotated, and amendments thereto, each term means insurance agent  
19 unless the context requires otherwise. "Insurance agent" also includes the  
20 terms "insurance producer" or "producer."

21 (l) "Insurance" means any of the lines of authority specified in K.S.A.  
22 40-4903(a), and amendments thereto.

23 (m) "Insurance producer" or "producer" means any person licensed  
24 under the laws of another state to sell, solicit, or negotiate insurance. For  
25 the purposes of this act, the terms "insurance agent" and "agent" include an  
26 "insurance producer" or "producer" when the context so requires. In the  
27 context of a producer database maintained by this state, another state or the  
28 NAIC, the term "producer" includes "agent."

29 (n) "Insurer" and "insurance company" ~~means~~ *mean* the same as  
30 "insurance company" as defined by K.S.A. 40-222c, and amendments  
31 thereto.

32 (o) "License" means a document issued by the commissioner  
33 authorizing a person to act as an insurance agent for the lines of authority  
34 specified in such document.

35 (p) "Limited line credit insurance" includes credit life, credit  
36 disability, credit property, credit unemployment, involuntary  
37 unemployment, mortgage life, mortgage guaranty, mortgage disability,  
38 automobile dealer gap insurance and any other form of insurance offered  
39 in connection with an extension of credit that is limited to partially or  
40 wholly extinguishing that credit obligation that the insurance  
41 commissioner determines should be designated a form of limited line  
42 credit insurance.

43 (q) "Limited line credit insurance agent" means a person who sells,

1 solicits or negotiates one or more forms of limited line credit insurance  
2 coverage to individuals through a master, corporate, group or individual  
3 policy.

4 (r) "NAIC" means the national association of insurance  
5 commissioners.

6 (s) "Negotiate" means the act of conferring directly with or offering  
7 advice directly to any purchaser or prospective purchaser of a particular  
8 contract of insurance concerning any of the substantive benefits, terms or  
9 conditions of such contract, provided that the person engaged in such act  
10 either sells insurance or obtains insurance from insurers for purchasers.

11 (t) "Person" means an individual or a business entity.

12 (u) "Sell" means to exchange a contract of insurance by any means,  
13 for money or its equivalent, on behalf of an insurance company.

14 (v) "Solicit" includes any attempt to sell insurance or asking or urging  
15 a person to apply for any particular kind of insurance from any particular  
16 insurance company.

17 Sec. 7. K.S.A. 58-4102 is hereby amended to read as follows: 58-  
18 4102. As used in this act:

19 (a) "Appraisal" or "real estate appraisal" means an analysis, opinion  
20 or conclusion prepared by a real estate appraiser relating to the nature,  
21 quality, value or utility of specified interests in, or aspects of, identified  
22 real estate. An appraisal may be classified by subject matter into either a  
23 valuation or an analysis. A valuation is an estimate of the value of real  
24 estate or real property. An analysis is a study of real estate or real property  
25 other than estimating value.

26 (b) "Appraisal assignment" means an engagement for which an  
27 appraiser is employed or retained to act, or would be perceived by third  
28 parties or the public as acting, as a disinterested party in rendering an  
29 unbiased analysis, opinion or conclusion relating to the nature, quality,  
30 value or utility of specified interests in, or aspects of, identified real estate.

31 (c) "Broker's price opinion" and "comparative market analysis"  
32 ~~means~~ *mean* an analysis, opinion or conclusion prepared by an individual  
33 licensed as a real estate broker or salesperson pursuant to K.S.A. 58-3034  
34 et seq., and amendments thereto, relating to the price of specified interests  
35 in or aspects of identified real estate property that is provided to a potential  
36 customer, client or third party in the ordinary course of business.

37 (d) "Board" means the real estate appraisal board established pursuant  
38 to the provisions of this act.

39 (e) "Federal law" means title XI of the financial institutions reform,  
40 recovery and enforcement act of 1989 (12 U.S.C. § 3331 et seq.) and any  
41 other federal law, and any regulations adopted pursuant thereto.

42 (f) "Federally related transaction" means any real estate-related  
43 financial transaction which: (1) A federal financial institutions regulatory

1 agency or the resolution trust corporation engages in, contracts for or  
2 regulates; and (2) requires the services of an appraiser.

3 (g) "Licensee" means an individual who has submitted an application  
4 for an original license or certificate, licensure by reciprocity or  
5 endorsement or renewal of a license or certification or a person who is  
6 currently licensed or certified under this act *as a class of appraiser*  
7 *established in K.S.A. 58-4109, and amendments thereto.*

8 (h) "Real estate" means an identified parcel or tract of land, including  
9 improvements, if any.

10 (i) "Real estate appraisal organization" means any nationally  
11 recognized organization of professional appraisers.

12 (j) "Real estate-related financial transaction" means any transaction  
13 involving: (1) The sale, lease, purchase, investment in or exchange of real  
14 property, including interests in property or the financing thereof; (2) the  
15 refinancing of real property or interests in real property; (3) the use of real  
16 property or interests in property as security for a loan or investment,  
17 including mortgage-backed securities; or (4) a federally related  
18 transaction.

19 (k) "Real property" means one or more defined interests, benefits and  
20 rights inherent in the ownership of real estate.

21 (l) "Specialized services" means those appraisal services which do  
22 not fall within the definition of appraisal assignment. Specified services  
23 may include valuation work and analysis work. Regardless of the intention  
24 of the client or employer, if the appraiser would be perceived by third  
25 parties or the public as acting as a disinterested party in rendering an  
26 unbiased analysis, opinion or conclusion, the work is classified as an  
27 appraisal assignment and not specialized services.

28 (m) A "state certified appraiser" means a person who develops and  
29 communicates real estate appraisals and who holds a current, valid  
30 certificate issued to such person under the provisions of this act.

31 (n) A "state licensed appraiser" means a person who develops and  
32 communicates real estate appraisals and holds a current, valid license  
33 issued to such person under the provisions of this act.

34 (o) "Written appraisal" means a written statement used in connection  
35 with a real estate-related financial transaction that is independently and  
36 impartially prepared by a licensed or certified appraiser setting forth an  
37 opinion of defined value of an adequately described property as of a  
38 specific date, supported by presentation and analysis of relevant market  
39 information.

40 (p) "Appraiser" means a person who develops and communicates real  
41 estate appraisals for real estate-related financial transactions and holds a  
42 current valid certification or license issued to such person under the  
43 provisions of K.S.A. 58-4101 et seq., and amendments thereto.

1 Sec. 8. K.S.A. 2025 Supp. 65-2802 is hereby amended to read as  
2 follows: 65-2802. For the purpose of this act the following definitions  
3 shall apply:

4 (a) The healing arts include any system, treatment, operation,  
5 diagnosis, prescription or practice for the ascertainment, cure, relief,  
6 palliation, adjustment or correction of any human disease, ailment,  
7 deformity, injury, alteration or enhancement of a condition or appearance  
8 and includes specifically, but not by way of limitation, the practice of  
9 medicine and surgery; the practice of osteopathic medicine and surgery;  
10 and the practice of chiropractic.

11 (b) "Board" means the state board of healing arts.

12 (c) "License," unless otherwise specified, means a license to practice  
13 the healing arts granted under this act.

14 (d) "Licensed" or "licensee," unless otherwise specified, means a  
15 person licensed under this act to practice medicine and surgery,  
16 osteopathic medicine and surgery or chiropractic.

17 (e) "Healing arts school" means an academic institution which grants  
18 a doctor of chiropractic degree, doctor of medicine degree or doctor of  
19 osteopathy degree.

20 (f) "Applicant" means a person who has submitted an application for  
21 any license, registration, permit or certificate to the board of healing arts.

22 (g) "Licensee" means a person who holds a license, registration,  
23 permit or certificate issued by the board of healing arts.

24 (h) *"Employee" means a person who has applied for a position of*  
25 *employment with or is currently employed by the board.*

26 (i) Wherever the masculine gender is used, it shall be construed to  
27 include the feminine, and the singular number shall include the plural  
28 when consistent with the intent of this act.

29 Sec. 9. K.S.A. 2025 Supp. 65-28,129 is hereby amended to read as  
30 follows: 65-28,129. ~~(a) As part of an original application for or~~  
31 ~~reinstatement of any license, registration, permit or certificate or in~~  
32 ~~connection with any investigation of any holder of a license, registration,~~  
33 ~~permit or certificate,~~ The state board of healing arts may require a person  
34 to be fingerprinted and submit to a state and national criminal history  
35 record check in accordance with K.S.A. 2025 Supp. 22-4714, and  
36 amendments thereto, *as part of an original application for, renewal of or*  
37 *reinstatement of any license, registration, permit or certificate for the*  
38 *following license types issued by the board:*

39 (1) *Accupuncturist;*

40 (2) *athletic trainer;*

41 (3) *doctor of chiropractic medicine;*

42 (4) *doctor of medicine and surgery;*

43 (5) *doctor of naturopathic medicine;*

- 1       (6) *doctor of osteopathic medicine and surgery;*
- 2       (7) *doctor of podiatric medicine*
- 3       (8) *independent certified nurse midwife;*
- 4       (9) *occupational therapist;*
- 5       (10) *occupational therapy assistant;*
- 6       (11) *physical therapist;*
- 7       (12) *physical therapist assistant;*
- 8       (13) *physician assistant;*
- 9       (14) *radiologic technologist;*
- 10      (15) *respiratory therapist;*
- 11      (16) *contact lens distributor; or*
- 12      (17) *owner, officer, partner or official of a business entity issued a*  
13 *certificate by the board pursuant to K.S.A. 65-28,134, and amendments*  
14 *thereto.*

15       (b) *The state board of healing arts may require a person to be*  
16 *fingerprinted and submit to a state and national criminal history record*  
17 *check in accordance with K.S.A. 22-4714, and amendments thereto, in*  
18 *connection with any investigation of a holder of a license, registration,*  
19 *permit or certificate.*

20       (c) *The state board of healing arts may require an employee as*  
21 *defined in K.S.A. 65-2802, and amendments thereto, to be fingerprinted*  
22 *and submit to a state and national criminal history record check in*  
23 *accordance with K.S.A. 22-4714, and amendments thereto.*

24       (d) *The state board of healing arts may fix and collect a fee as may be*  
25 *required by the board in an amount necessary to reimburse the board for*  
26 *the cost of fingerprinting and the criminal history record check. Any*  
27 *moneys collected under this subsection shall be deposited in the state*  
28 *treasury and credited to the healing arts fee fund.*

29       ~~(e)~~(e) *This section shall be a part of and supplemental to the Kansas*  
30 *healing arts act.*

31       Sec. 10. K.S.A. 2025 Supp. 74-50,182 is hereby amended to read as  
32 follows: 74-50,182. As used in the Kansas professional regulated sports  
33 act:

34       (a) "Amateur mixed martial arts" means any form of martial arts or  
35 self-defense conducted on a full-contact basis in a contest without  
36 weapons and in which the contestants compete without valuable  
37 consideration.

38       (b) "Bout" means one match involving a regulated sport.

39       (c) "Boxing commissioner" means the person appointed pursuant to  
40 K.S.A. 74-50,184, and amendments thereto, who shall be devoted full time  
41 to the duties prescribed by the commission.

42       (d) "Commission" means the athletic commission or the commission's  
43 designee *and includes individuals who are employed by the athletic*

1 *commission.*

2 (e) "Contest" means a bout or a group of bouts involving licensed  
3 contestants competing in a regulated sport.

4 (f) "Contestant" means a person who is licensed by the commission to  
5 compete in a regulated sport.

6 (g) "Fund" means the athletic fee fund.

7 (h) "Grappling arts" means any form of grappling including, but not  
8 limited to, Brazilian jiu-jitsu, catch wrestling, judo, luta livre esportiva,  
9 sambo, shoot wrestling, shooto and shuai Jiao conducted on a full-contact  
10 basis in a bout or contest without weapons or striking and where  
11 contestants may compete for valuable consideration.

12 (i) "Noncompetitive sparring" means boxing, kickboxing or mixed  
13 martial arts where a decision is not rendered.

14 (j) "Pankration" means a martial art system ~~which~~ *that* includes  
15 elements of karate, ~~tae kwon do~~ *tae kwon do*, jujitsu, kempo, ~~kung fu~~  
16 *kung fu*, wrestling, and submission grappling.

17 (k) "Professional boxing" means the sport of attack and defense  
18 ~~which~~ *that* uses the fists and where contestants compete for valuable  
19 consideration.

20 (l) "Professional full-contact karate" means any form of full-contact  
21 martial arts, including, but not limited to, full-contact kung fu, full-contact  
22 ~~tae kwon do~~ *tae kwon do* or any form of martial arts or self-defense  
23 conducted on a full-contact basis in a bout or contest without weapons and  
24 ~~where~~ *in which* contestants may compete for valuable consideration.

25 (m) "Professional kickboxing" means any form of kickboxing in  
26 which blows are delivered with any part of the arm below the shoulder,  
27 including the hand, and any part of the leg below the hip, including the  
28 foot, and where contestants compete for valuable consideration.

29 (n) "Professional mixed martial arts" means any form of martial arts  
30 or self-defense conducted on a full-contact basis in a bout or contest  
31 without weapons and where contestants compete for valuable  
32 consideration.

33 (o) "Professional wrestling" means any performance of wrestling  
34 skills and techniques by two or more professional wrestlers, to which any  
35 admission is charged. Participating wrestlers may not be required to use  
36 their best efforts in order to win. The winner may have been selected  
37 before the performance commences and contestants compete for valuable  
38 consideration.

39 (p) "Regulated sports" means professional boxing, sparring,  
40 professional kickboxing, professional and amateur mixed martial arts,  
41 grappling arts, pankration, professional wrestling and professional full-  
42 contact karate.

43 (q) "Sparring" means boxing, kickboxing, professional and amateur

1 mixed martial arts, grappling arts, pankration, or full-contact karate for  
2 practice or as an exhibition.

3 Sec. 11. K.S.A. 2025 Supp. 74-5602 is hereby amended to read as  
4 follows: 74-5602. As used in the Kansas law enforcement training act:

5 (a) "Training center" means the law enforcement training center  
6 within the university of Kansas, created by K.S.A. 74-5603, and  
7 amendments thereto.

8 (b) "Commission" means the Kansas commission on peace officers'  
9 standards and training, created by K.S.A. 74-5606, and amendments  
10 thereto, or the commission's designee, *and includes any employee of the*  
11 *Kansas commission on peace officers' standards and training.*

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

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

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

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

21 (g) (1) "Police officer" or "law enforcement officer" means a full-time  
22 or part-time salaried officer or employee of the state, a county or a city,  
23 whose duties include the prevention or detection of crime and the  
24 enforcement of the criminal or traffic laws of this state or of any  
25 municipality thereof.

26 (2) "Police officer" or "law enforcement officer" includes, but is not  
27 limited to: The sheriff, undersheriff and full-time or part-time salaried  
28 deputies in the sheriff's office in each county; deputy sheriffs deputized  
29 pursuant to K.S.A. 19-2858, and amendments thereto; conservation  
30 officers of the Kansas department of wildlife and parks; university police  
31 officers, as defined in K.S.A. 22-2401a, and amendments thereto; campus  
32 police officers, as defined in K.S.A. 22-2401a, and amendments thereto;  
33 law enforcement agents of the director of alcoholic beverage control; law  
34 enforcement agents designated by the secretary of revenue pursuant to  
35 K.S.A. 75-5157, and amendments thereto; law enforcement agents of the  
36 Kansas lottery; law enforcement agents of the Kansas racing commission;  
37 deputies and assistants of the state fire marshal having law enforcement  
38 authority; capitol police, existing under the authority of K.S.A. 75-4503,  
39 and amendments thereto; special agents of the department of corrections;  
40 special investigators designated by the secretary of labor; and law  
41 enforcement officers appointed by the adjutant general pursuant to K.S.A.  
42 48-204, and amendments thereto; railroad policemen appointed pursuant to  
43 K.S.A. 66-524, and amendments thereto; school security officers

1 designated as school law enforcement officers pursuant to K.S.A. 72-6146,  
2 and amendments thereto; the manager and employees of the horsethief  
3 reservoir benefit district pursuant to K.S.A. 82a-2212, and amendments  
4 thereto; and the director of the Kansas commission on peace officers'  
5 standards and training and any other employee of such commission  
6 designated by the director pursuant to K.S.A. 74-5603, and amendments  
7 thereto, as a law enforcement officer. "Police officer" or "law enforcement  
8 officer" includes any officer appointed or elected on a provisional basis.

9 (3) "Police officer" or "law enforcement officer" does not include any  
10 elected official, other than a sheriff, serving in the capacity of a law  
11 enforcement or police officer solely by virtue of such official's elected  
12 position; any attorney-at-law having responsibility for law enforcement  
13 and discharging such responsibility solely in the capacity of an attorney;  
14 any employee of the secretary of corrections other than a special agent;  
15 any employee of the secretary for children and families; any deputy  
16 conservation officer of the Kansas department of wildlife and parks; or any  
17 employee of a city or county who is employed solely to perform  
18 correctional duties related to jail inmates and the administration and  
19 operation of a jail; or any full-time or part-time salaried officer or  
20 employee whose duties include the issuance of a citation or notice to  
21 appear provided such officer or employee is not vested by law with the  
22 authority to make an arrest for violation of the laws of this state or any  
23 municipality thereof, and is not authorized to carry firearms when  
24 discharging the duties of such person's office or employment.

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

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

31 (j) "Misdemeanor crime of domestic violence" means a violation of  
32 domestic battery as provided by K.S.A. 21-3412a, prior to its repeal, or  
33 K.S.A. 21-5414, and amendments thereto, or any other misdemeanor  
34 under federal, municipal or state law that has as an element the use or  
35 attempted use of physical force, or the threatened use of a deadly weapon,  
36 committed against a person with whom the offender is involved or has  
37 been involved in a "dating relationship" or is a "family or household  
38 member" as defined in K.S.A. 21-5414, and amendments thereto, at the  
39 time of the offense.

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

43 (l) "Active law enforcement certificate" means a certificate that

1 attests to the qualification of a person to perform the duties of a law  
2 enforcement officer and that has not been suspended or revoked by action  
3 of the Kansas commission on peace officers' standards and training and  
4 has not lapsed by operation of law as provided in K.S.A. 74-5622, and  
5 amendments thereto.

6 (m) "Applicant" means a person seeking certification as an officer  
7 under this act.

8 Sec. 12. K.S.A. 2025 Supp. 74-9802 is hereby amended to read as  
9 follows: 74-9802. As used in the tribal gaming oversight act:

10 (a) ~~"Class III gaming" means all tribal gaming activities defined as~~  
11 ~~class III gaming by the Indian gaming regulatory act (25 U.S.C. 2701 et~~  
12 ~~seq.), as in effect on the effective date of this act forms of gaming that are~~  
13 ~~not class I or class II gaming and includes, but is not limited to:~~

14 (1) *Any house banking game;*

15 (2) *any slot machine as defined in 15 U.S.C. § 1171(a)(1) and*  
16 *electronic or electromechanical facsimiles of any game of chance;*

17 (3) *any sports betting and parimutuel wagering, including, but not*  
18 *limited to, wagering on horse racking, dog racing or jai alai;*

19 (4) *lotteries; or*

20 (5) *any historical horse race machine games as defined in K.S.A. 74-*  
21 *8802, and amendments thereto.*

22 (b) "Employee" means a person who has applied for a position of  
23 employment or is currently employed by the state gaming agency.

24 (c) "Executive director" means the executive director of the state  
25 gaming agency.

26 (d) "Licensee" means a person who has submitted an application for  
27 licesure or currently holds a license in tribal gaming issued pursuant to a  
28 tribal-state gaming compact.

29 (e) "Tribal gaming" means any class III gaming conducted pursuant  
30 to a tribal-state gaming compact. "Tribal gaming" does not include games  
31 on video lottery machines, as defined by K.S.A. 74-8702, and amendments  
32 thereto, that the Kansas lottery is prohibited from conducting under K.S.A.  
33 74-8704, and amendments thereto.

34 (f) "Tribal gaming commission" means a commission created by a  
35 native American tribe in accordance with a tribal-state gaming compact.

36 (g) "Tribal gaming facility" means a facility where tribal gaming is  
37 conducted or operated.

38 (h) "Tribal-state gaming compact" means a compact entered into  
39 between the state of Kansas and the Iowa Tribe of Kansas and Nebraska,  
40 the Kickapoo Tribe of Indians of the Kickapoo Reservation in Kansas, the  
41 Prairie Band Potawatomi Nation in Kansas or the Sac and Fox Nation of  
42 Missouri in Kansas and Nebraska with respect to the tribe's authority to  
43 engage in class III gaming on the tribe's reservation property in the state of

1 Kansas.

2 Sec. 13. K.S.A. 75-7b17 is hereby amended to read as follows: 75-  
3 7b17. (a) No licensee may carry a firearm concealed on or about the  
4 licensee's person unless the licensee obtains a permit therefor, upon  
5 application to the attorney general. No permit shall be issued to any  
6 licensee unless such licensee:

7 (1) Demonstrates to the attorney general the need to carry a firearm in  
8 order to protect the licensee's life or property or to protect the life or  
9 property of a client of licensee and submits such proof as required by the  
10 attorney general to establish the necessity for the issuance of a firearm  
11 permit; and

12 (2) (A) within 24 months before the date of submission of the original  
13 application for a firearm permit, has successfully completed the law  
14 enforcement training requirements of ~~subsection (a) of~~ K.S.A. 74-  
15 5607a(a), and amendments thereto, or, within 12 months before the date of  
16 submission of the original application for a firearm permit, has  
17 successfully completed the law enforcement training requirements of  
18 ~~subsection (b) of~~ K.S.A. 74-5607a(b), and amendments thereto, and  
19 submits such proof as required by the attorney general to show satisfactory  
20 completion of such training; or

21 (B) within six months before the date of submission of the original  
22 application for a firearm permit, has received training in the handling of  
23 firearms and the lawful use of force from a trainer certified pursuant to  
24 K.S.A. 75-7b21, and amendments thereto, and submits such proof as  
25 required by the attorney general to show satisfactory completion of such  
26 training.

27 (b) An application for a firearm permit by a licensee shall be made in  
28 the manner and form prescribed by the attorney general and shall be  
29 accompanied by a fee in an amount fixed by the attorney general pursuant  
30 to K.S.A. 75-7b22, and amendments thereto. Such application shall be  
31 made a part of and supplemental to such licensee's application for a license  
32 under this act. The application shall contain:

33 (1) The applicant's name and business and residence addresses;

34 (2) the make or manufacturer's name, model, serial number, caliber,  
35 gauge and any other identifying information concerning the firearm or  
36 firearms to be carried by the applicant;

37 (3) a full set of the applicant's fingerprints, *which shall be submitted*  
38 *to the Kansas bureau of investigation for a state and national criminal*  
39 *history record check in accordance with K.S.A. 2025 Supp. 22-4714, and*  
40 *amendments thereto;*

41 (4) a color photograph of the applicant taken within 30 days prior to  
42 date of application and suitable for identification purposes; *and*

43 (5) such other information as deemed necessary by the attorney

1 general.

2 (c) (1) If the attorney general is satisfied that it is necessary for an  
3 applicant under this section to carry a firearm, the attorney general shall  
4 issue to such licensee a firearm permit identification card, the form of  
5 which shall be approved by the attorney general. Such card shall bear the  
6 licensee's color photograph, thumb prints and signature and a description  
7 of the firearm or firearms to be carried. The licensee shall have such  
8 permit in the licensee's possession when carrying a firearm. Identification  
9 cards and firearm permits shall be numbered consecutively, and the  
10 attorney general shall maintain a current file of all valid firearm permits.

11 (2) For the purpose of safety and emergency identification, licensees  
12 issued a firearm permit under this act to carry a concealed firearm may  
13 carry a firearm permit badge. The badge shall be carried in such a manner  
14 that at all times when the badge is visible the private detective's firearm  
15 permit identification card issued pursuant to paragraph (1) ~~of this~~  
16 ~~subsection~~ also shall be visible. The attorney general shall determine the  
17 size, design and other specifications of the badge. The words "licensed  
18 private detective" shall be stated clearly on the face of the badge. The cost  
19 of the badge shall be borne by the licensee. Whenever any licensee  
20 terminates such licensee's activities as a private detective, or such  
21 licensee's license has been suspended or revoked, such badge shall be  
22 surrendered within five days following such termination, suspension or  
23 revocation to the attorney general for cancellation. Every licensee  
24 possessing a valid firearm permit badge shall report to the attorney general  
25 any loss of the badge within 72 hours of the discovery of the loss.

26 (d) Any licensee granted a firearm permit shall present the permit  
27 identification card and firearm permit badge upon request by a law  
28 enforcement officer acting within the officer's jurisdictional authority, or  
29 by a private person upon private property if the person owns or has legal  
30 control of the private property, to demonstrate the licensee's permit to  
31 carry a firearm. Every licensee possessing a valid firearm permit shall  
32 report to the attorney general any change of employment status, change of  
33 firearm or firearms to be carried, loss of identification card or change of  
34 personal or business address. Every licensee who discharges a firearm for  
35 any reason other than test firing, firearm training or target practice shall  
36 report the discharge to the attorney general within 24 hours, together with  
37 a written report giving full particulars and reason for such discharge.

38 (e) The attorney general shall revoke any firearm permit if the  
39 licensee's private detective license has been suspended or revoked. The  
40 attorney general may suspend or revoke any firearm permit if the licensee  
41 has used a firearm in a manner inconsistent with the lawful use of force or  
42 if the licensee can no longer demonstrate a need to carry a firearm,  
43 pursuant to subsection (a)(1). An order of suspension or revocation, and

1 hearing thereon, shall be subject to the provisions of the Kansas  
 2 administrative procedure act. The attorney general shall recall any  
 3 suspended or revoked firearm permit identification card.

4 (f) A licensee to whom a firearm permit is granted under this section  
 5 shall be deemed to have no greater justification in the use of force than a  
 6 private person as prescribed by the Kansas criminal code. Nothing in this  
 7 act shall be construed as limiting the civil liability of any such licensee  
 8 with respect to the use of force.

9 (g) No firearm permit shall be issued to any:

10 (1) Organization;

11 (2) individual who has been declared, by any court of competent  
 12 jurisdiction, to be incapacitated or mentally ill and has not been restored to  
 13 capacity or mental health; or

14 (3) individual who suffers from alcohol or narcotics addiction or  
 15 dependence.

16 (h) A firearm permit issued under this act shall expire on December  
 17 31 of the year of its issuance, except that on and after July 1, 2004, a  
 18 firearm permit issued under this act shall expire on the date of expiration  
 19 of the licensee's private detective license. Renewal of any such firearm  
 20 permit shall be made in a form and manner prescribed by the attorney  
 21 general and subject to such conditions as required by rules and regulations  
 22 adopted by the attorney general. Renewal of a firearm permit shall be  
 23 based on a demonstrated continuing need to carry a firearm in accordance  
 24 with subsection (a)(1).

25 Sec. 14. K.S.A. 2025 Supp. 75-53,105 is hereby amended to read as  
 26 follows: 75-53,105. (a) As used in this section;

27 (1) *"Participation" means the voluntary engagement of a person*  
 28 *whose criminal history information is being obtained or shared with the*  
 29 *department for children and families for the purpose of obtaining benefits,*  
 30 *a license, a permit, approval or other support in furtherance of a*  
 31 *program;*

32 (2) *"program" means an initiative funded by the state or federal*  
 33 *government or through private moneys that is administered by the*  
 34 *secretary through the department for children and families or a designee;*  
 35 *and*

36 (3) *"secretary" means the secretary for the department for children*  
 37 *and families or the secretary for aging and disability services.*

38 (b) *Notwithstanding the provisions of K.S.A. 22-4714, and*  
 39 *amendments thereto, the department for children and families may share*  
 40 *criminal history record check information for the purpose of adoption,*  
 41 *relative placement, foster care and foster care licensing with:*

42 (1) *Licensed child placing agencies and employees thereof, including*  
 43 *case management providers;*

1       (2) a court hearing a case pursuant to the revised Kansas code for  
2 care of children or a court hearing an adoption for a child currently or  
3 formerly in the custody of the secretary;

4       (3) a county or district attorney or designee prosecuting a case  
5 pursuant to the revised Kansas code for care of children;

6       (4) court appointed special advocates;

7       (5) court services officers;

8       (6) Indian child welfare act tribal representatives; or

9       (7) any person or agency that is required to review a home study as  
10 part of preparation or selection of an adoptive home for a child in the  
11 custody of the secretary.

12       (c) The secretary shall upon request receive from the Kansas bureau  
13 of investigation such criminal history record information in accordance  
14 with K.S.A. 2025 Supp. 22-4714, and amendments thereto, as necessary  
15 for the purpose of determining initial and continuing qualification for  
16 employment or for participation in any program administered by the  
17 secretary for the placement, safety, protection or treatment of vulnerable  
18 children or adults.

19       ~~(e)~~(d) Nothing in this act shall be construed to make unlawful or  
20 prohibit the disclosure of any such information in a hearing or court  
21 proceeding involving programs administered by the secretary or prohibit  
22 the disclosure of any such information to the post auditor in accordance  
23 with and subject to the provisions of the legislative post audit act.

24       Sec. 15. K.S.A. 40-4902, 58-4102 and 75-7b17 and K.S.A. 2025  
25 Supp. 9-1719, 12-1679, 17-2234, 22-4714, 65-2802, 65-28,129, 74-  
26 50,182, 74-5602, 74-9802 and 75-53,105 are hereby repealed.

27       Sec. 16. This act shall take effect and be in force from and after its  
28 publication in the statute book.