

HOUSE BILL No. 2007

By Representatives Dove, Bradford, Campbell, Clayton and Rooker

12-29

1 AN ACT concerning law enforcement; creating a law enforcement mutual
2 aid region for critical incidents.

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

5 Section 1. (a) As used in this section:

6 (1) "Critical incident" means an incident that could result in serious
7 physical injury or loss of life.

8 (2) "Law enforcement mutual aid region" means the Kansas border
9 counties of Johnson, Leavenworth, Miami and Wyandotte and the
10 Missouri border counties of Platte, Clay, Ray, Jackson and Cass.

11 (b) All law enforcement officers in the law enforcement mutual aid
12 region shall be permitted in critical incidents to respond to lawful requests
13 for aid in any other jurisdiction in the law enforcement mutual aid region.

14 (c) The on-scene incident commander, as defined by the national
15 incident management system, shall have the authority to make a request
16 for assistance in a critical incident and shall be responsible for on-scene
17 management until command authority is transferred to another person.

18 (d) If a law enforcement officer makes an arrest or apprehension
19 outside such officer's home state, the offender shall be delivered to the first
20 law enforcement officer who is commissioned in the jurisdiction in which
21 the arrest was made.

22 (e) For the purposes of liability, all members of any political
23 subdivision or public safety agency responding under operational control
24 of the requesting political subdivision or public safety agency are deemed
25 employees of such responding political subdivision or public safety agency
26 and are subject to the liability and workers' compensation provisions
27 provided to them as employees of their respective political subdivision or
28 public safety agency. Qualified immunity, sovereign immunity, official
29 immunity and the public duty rule shall apply to the provisions of this
30 section as interpreted by the federal and state courts of the responding
31 agency.

32 Sec. 2. This act shall take effect and be in force from and after its
33 publication in the Kansas register.