

SESSION OF 2017

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2069

As Recommended by House Committee on
Judiciary

Brief*

HB 2069 would amend the definition of “conviction,” as used in the section of the Kansas Law Enforcement Training Act (Act) setting forth the requirements for applicants for certification under the Act, to include any deferred judgment agreement entered into for a misdemeanor crime of domestic violence, or such agreement entered into on or after July 1, 1995, for a felony. The bill would also add to this definition any diversion or deferred judgment agreement entered into for a misdemeanor offense that the Kansas Commission on Peace Officers’ Standards and Training (CPOST) determines reflects on the honesty, trustworthiness, integrity, or competence of the applicant as defined by rules and regulations by CPOST. Under current law, the definition includes judgments by military court martial or state or federal courts, whether or not expunged; any diversion agreement for a misdemeanor crime of domestic violence; or any diversion agreement entered into on or after July 1, 1995, for a felony.

Background

The bill was introduced by the House Committee on Judiciary at the request of CPOST. In the House Committee hearing, Representative Whitmer, as chairperson of CPOST, testified in support of the bill. Also testifying in support were counsel for CPOST and a representative of the Kansas Association of Chiefs of Police, Kansas Peace Officers Association, and Kansas Sheriffs’ Association. The Director of

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

the Kansas Bureau of Investigation submitted written-only testimony supporting the bill. No opponent or neutral testimony was provided.

According to the fiscal note prepared by the Division of the Budget, CPOST indicates enactment of the bill would have no fiscal effect.