

KANSAS OFFICE *of*  
**REVISOR *of* STATUTES**

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

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**MEMORANDUM**

To: House Committee on Judiciary  
From: Office of Revisor of Statutes  
Date: February 18, 2020  
Subject: Bill Brief on HB 2667

HB 2667 requires law enforcement agencies to adopt policies to investigation officer-involved deaths.

Subsection (a) of section 1 defines “investigation”, “law enforcement officer”, “next of kin” and “officer-involved death”. Subsection (b) requires each law enforcement agency in the state to adopt written policies regarding officer-involved deaths. Policies adopted shall be implemented on or before July 1, 2021, and shall be available for public inspection during normal business hours. Subsection (c) requires the policies to include (1) a requirement that an investigation be conducted by an outside law enforcement agency, (2) a statement requiring the outside law enforcement agency to produce a written report following the completion of the investigation, (3) procedures to be used prior to the arrival of the outside law enforcement investigation including securing evidence, identifying witnesses and collection of information, (4) a requirement to forward the investigative report to the county or district attorney, and (5) procedures for a coordinated release of information.

Subsection (d) requires the outside law enforcement agency to conduct a complete investigation and prepare a report to be forwarded to the county or district attorney and the agency head of the employer of the officer involved and inform and update the decedent’s next of kin as to the status of the investigation. Subsection (e) provides that if the county or district attorney determines there is no basis to prosecute the law enforcement officer, they shall prepare a written summary report summarizing the investigative report and the reasoning for the determination. The summary report, with redactions of protected information shall be released. No part of the investigative report shall be made public unless the report has first been made available for inspection to the decedent’s next of kin.

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