

**SENATE BILL No. 228**

By Committee on Federal and State Affairs

2-28

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1 AN ACT concerning the attorney general; relating to duties,  
2 responsibilities and authority; amending K.S.A. 2012 Supp. 75-702 and  
3 repealing the existing section.  
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2012 Supp. 75-702 is hereby amended to read as  
7 follows: 75-702. The attorney general shall appear for the state, and  
8 prosecute and defend *any and* all actions and proceedings, civil or  
9 criminal, in the *Kansas* supreme court *and in all federal courts*, in which  
10 the state shall be interested or a party, and shall, *when so appearing,*  
11 *control the state's prosecution or defense. The attorney general shall* also,  
12 when required by the governor or either branch of the legislature, appear  
13 for the state and prosecute or defend, in any other court or before any  
14 officer, in any cause or matter, civil or criminal, in which this state may be  
15 a party or interested or when the constitutionality of any law of this state is  
16 at issue and when so directed shall seek final resolution of such issue in  
17 the supreme court of the state of Kansas. The attorney general shall have  
18 authority to prosecute any matter related to a violation of K.S.A. 12-189 or  
19 75-5133, and amendment thereto, related to unlawful acts when the  
20 offender is an officer or employee of a city or county.

21 Sec. 2. K.S.A. 2012 Supp. 75-702 is hereby repealed.

22 Sec. 3. This act shall take effect and be in force from and after its  
23 publication in the statute book.