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MEMORANDUM

To: House Committee on Judiciary

From: Office of Revisor of Statutes

Date: February 23, 2021

Subject: Bill Brief on HB 2376

HB 2376 requires law enforcement agencies to adopt a policy relating to making arrests for violation of a protective order and procedures for separating suspects from the scene for a period of time.

The bill amends K.S.A. 22-2307, which is a statute that requires law enforcement agencies to adopt written policies related to domestic violence calls. This bill would add that such policies shall include a statement directing that when a law enforcement officer determines there is probable cause to believe that a violation of a protection from abuse order or protection from stalking order has occurred, the officer shall arrest the person that the officer has probable cause to believe committed the violation. These policies would also be required to include provisions related to keeping the suspect away from the scene for a period of time if the officer determines such action is necessary to maintain the safety of all persons involved.