

## 2021 Kansas Statutes

- 21-5411. Criminal restraint.** (a) Criminal restraint is knowingly and without legal authority restraining another person so as to interfere substantially with such person's liberty.
- (b) Criminal restraint is a class A person misdemeanor.
- (c) This section shall not apply to acts done in the performance of duty by any law enforcement officer of the state of Kansas or any political subdivision thereof.
- (d) Any merchant, or a merchant's agent or employee, who has probable cause to believe that a person has actual possession of and has wrongfully taken, or is about to wrongfully take merchandise from a mercantile establishment, may detain such person on the premises or in the immediate vicinity thereof, in a reasonable manner and for a reasonable period of time for the purpose of investigating the circumstances of such possession. Such reasonable detention shall not constitute an arrest nor criminal restraint.

**History:** L. 2010, ch. 136, § 46; July 1, 2011.