

## Senate Substitute for HOUSE BILL No. 2043

By Committee on Judiciary

3-19

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

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 K.S.A. 2012 Supp. 75-702 is hereby repealed.

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