

STATE OF KANSAS

HOUSE OF REPRESENTATIVES

MR. CHAIRMAN:

I move to amend **SB 34**, on page 1, in line 23, by striking all after "2."; by striking all in lines 24 through 36 and inserting "The secretary of state may refer such evidence as may be available concerning a violation of any act that constitutes a Kansas elections crime defined in K.S.A. 25-1128, and amendments thereto, or article 24 of chapter 25 of the Kansas Statutes Annotated, and amendments thereto, to the attorney general or the proper county or district attorney, who may in the prosecutor's discretion, with or without such a reference, institute appropriate criminal proceedings. Upon receipt of such reference, the attorney general or the county attorney or district attorney may request that a duly employed attorney of the secretary of state prosecute or assist in the prosecution of such violation or violations on behalf of the state. Upon approval of the secretary of state, such employee shall be appointed a special prosecutor for the attorney general or the county attorney or district attorney to serve without compensation from the attorney general or the county attorney or district attorney. Such special prosecutor shall have all the powers and duties prescribed by law for assistant attorneys general or assistant county or district attorneys and such other powers and duties as are lawfully delegated to such special prosecutor by the attorney general or the county attorney or district attorney."

_____ District.