

HOUSE BILL No. 2380

By Committee on Judiciary

2-14

AN ACT concerning district attorneys; amending K.S.A. 22a-101 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 22a-101 is hereby amended to read as follows: 22a-101. ~~(a) From and after January 8, 1973,~~ There shall be established in judicial districts 3, 7, 10, 18, 27 and 29 of the state the office of district attorney, whose title and style of office shall be district attorney of the (_____) (district number) judicial district. ~~Commencing with the general election in 1972, and~~ At the general election every four ~~(4)~~ years ~~thereafter,~~ a district attorney shall be elected in each judicial district for a term of four ~~(4)~~ years, commencing on the second Monday in January next following ~~his the~~ election. ~~Said~~ The district attorney is hereby declared to be an executive officer of the judicial district in which ~~he such~~ attorney is elected, with ~~said the~~ office constituting a separate entity within ~~said the~~ district for administrative purposes, ~~and~~. In no event shall ~~said the~~ district attorney be deemed an officer of any county. Before entering upon the duties of ~~his the~~ office, each district attorney shall take the oath of office required by law for public officers and shall execute a good and sufficient surety bond in the manner prescribed by K.S.A. 75-4101 *et seq.*, and ~~acts amendatory thereof amendments thereto.~~

~~(b) From and after January 8, 1973, the office of county attorney in each county contained in judicial districts 3, 10, 18 and 20 shall be and is hereby abolished, and there shall not be a county attorney elected for any such county at the general election in 1972: Provided, That each county attorney in office in any such county on the effective date of this act, or any successor to such county attorney, shall remain in office until a district attorney has been elected for the judicial district wherein such county is located and is qualified to take office. Immediately thereafter, each such county attorney shall surrender his office to said district attorney, along with all of the books, papers, records, property and funds in his hands by virtue of his office.~~

Sec. 2. K.S.A. 22a-101 is hereby repealed.

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