

## Kansas Bureau of Investigation

### Permanent Administrative Regulations

#### Article 23.—KANSAS ASSET SEIZURE AND FORFEITURE REPOSITORY

**10-23-1. Definitions.** As used in this article of the KBI's regulations, each of the following terms shall have the meaning specified in this regulation: (a) "Director" means director of the KBI. (b) "KBI" means Kansas bureau of investigation. (c) "Law enforcement agency" means any Kansas entity vested by law with a duty to maintain public order or to make arrests for violations of the laws of Kansas or ordinances of any Kansas municipality. A law enforcement agency is deemed a seizing agency when the law enforcement agency makes a seizure for forfeiture. (d) "Repository" means the Kansas asset seizure and forfeiture repository. (e) "Seizing agency" has the meaning specified in K.S.A. 60-4102, and amendments thereto. (Authorized by and implementing K.S.A. 2018 Supp. 60-4127; effective June 21, 2019.)

**10-23-2. Accuracy and completeness; duplicate reporting prohibited.** Each law enforcement agency shall ensure the accuracy and completeness of all information that the law enforcement agency submits to the repository. No law enforcement agency shall knowingly provide a duplicate of any report required by the repository. (Authorized by and implementing K.S.A. 2018 Supp. 60- 4127; effective June 21, 2019.)

**10-23-3. Means of reporting.** The information reported to the repository shall be submitted electronically or on a paper form that has been approved by the director. (Authorized by and implementing K.S.A. 2018 Supp. 60-4127; effective June 21, 2019.)

**10-23-4. Seizure for forfeiture report.** Once a seizing agency submits a seizure for forfeiture report to the repository, the repository staff shall review the report. Repository staff shall contact the seizing agency if the staff has any questions about the report. If the seizure for forfeiture report needs to be changed, the seizing agency shall submit an amended report to the repository within 30 calendar days of the date on which the repository staff requests an amended report. (Authorized by and implementing K.S.A. 2018 Supp. 60-4127; effective June 21, 2019.)

**10-23-5. Forfeiture fund report.** (a)(1) Once a law enforcement agency submits a forfeiture fund report for the preceding calendar year, the repository staff shall review the report. (2) Repository staff shall contact the law enforcement agency if the staff has any questions about the forfeiture fund report. If the report needs to be changed, the law enforcement agency shall submit an amended report to the repository within 30 calendar days of the repository staff's request for an amended report. (b) If a law enforcement agency had zero seizures for forfeiture during the preceding calendar year, the law enforcement agency shall provide verification to the repository of no activity on the forfeiture fund report on or before the following February 1. (c) Repository staff shall electronically send a request to complete a forfeiture fund report to all law enforcement agencies that have not met the requirements of paragraph (a)(1) or subsection (b). Each law enforcement agency that receives the request to complete a forfeiture fund report shall provide the repository with a forfeiture fund report or an electronic signature confirming zero seizures for forfeiture during the preceding calendar year. Each law enforcement agency that receives the request to complete a forfeiture fund report shall respond to the repository within 30 calendar days of the date on which the request was sent by the repository. (Authorized by and implementing K.S.A. 2018 Supp. 60-4127; effective June 21, 2019.)

**10-23-6. Point of contact.** With each annual submission of the forfeiture fund report, each law enforcement agency shall provide the repository with a point of contact for the law enforcement agency, including name, phone number, electronic-mail address, and mailing address. Each law enforcement agency shall notify the repository within 30 calendar days of any change in the point of contact's information. (Authorized by and implementing K.S.A. 2018 Supp. 60-4127; effective June 21, 2019.)

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