

Kansas Case Law

♦ *State v. Lane*, 262 Kan. 373, 940 P.2d 422 (1997): Defendant's confession to the kidnapping, rape, and homicide of a missing child was not coerced because the police honored his request for an attorney during the initial contact, and defendant thereafter initiated all contact. Defendant waived his *Miranda* rights by his own acts and words in initiating conversation with police.

♦ *State v. White*, 787 P.2d 743, 1990 Kan. App. LEXIS 91 (1990): Exigent circumstances necessitated a warrantless entry and search of a home, where police arrived at the scene of a pit bull attack, found a seriously injured and hysterical woman on the porch of defendant's home, were unsure whether the dogs were secured or whether there were other people in danger inside, entered and searched the house to ensure safety, and inadvertently observed drug-related items in plain view. Defendant's consent to the warrantless search was not coerced even if the officers threatened to seek a warrant because there was probable cause to obtain one.

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