

CHAPTER 158
HOUSE BILL No. 2845

AN ACT concerning crimes, punishment and criminal procedure; relating to aiding escape; amending K.S.A. 21-3811 and repealing the existing section.

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

Section 1. K.S.A. 21-3811 is hereby amended to read as follows: 21-3811. Aiding escape is:

(a) Assisting another who is in lawful custody on a charge or conviction of crime, on a charge or adjudication of a misdemeanor or felony or on a commitment to the state security hospital as provided in K.S.A. 22-3428 and amendments thereto based on a finding that the person committed an act constituting any crime to escape from such custody; or

(b) supplying to another who is in lawful custody on a charge or conviction of crime, on a charge or adjudication of a misdemeanor or felony or on a commitment to the state security hospital as provided in K.S.A. 22-3428 and amendments thereto based on a finding that the person committed an act constituting any crime, any object or thing adapted or designed for use in making an escape, with intent that it shall be so used; or

(c) introducing into an institution in which a person is confined on a charge or conviction of crime, on a charge or adjudication of a misdemeanor or felony or into the state security hospital if such person is confined on a commitment to the state security hospital as provided in K.S.A. 22-3428 and amendments thereto based on a finding that the person committed an act constituting any crime any object or thing adapted or designed for use in making any escape, with intent that it shall be so used.

(d) (1) *Except as provided in paragraph (2), aiding escape is a severity level 8, nonperson felony.*

(2) *Aiding escape by an employee or volunteer of the department of corrections, or the employee or volunteer of a contractor who is under contract to provide services to the department of corrections, is a severity level 4, nonperson felony.*

Sec. 2. K.S.A. 21-3811 is hereby repealed.

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

Approved May 16, 2008.
