

HOUSE BILL No. 2527

By Committee on Corrections and Juvenile Justice

Requested by Representative Steele

1-23

1 ~~AN ACT concerning crimes, punishment and criminal procedure sex~~
2 ~~offenders; making it unlawful for certain adult sex offenders to enter~~
3 ~~onto certain school property or attend certain school activities and~~
4 ~~creating criminal penalties for violation thereof; relating to work~~
5 ~~release programs and educational release programs~~ **release from**
6 **confinement**; prohibiting courts from assigning a defendant to work
7 release if the defendant ~~has any prior conviction or adjudication of a~~
8 ~~crime that requires registration as a sex offender~~ **is required to register**
9 **as a sex offender for certain crimes**; prohibiting the secretary of
10 corrections from granting an inmate leave from confinement ~~for such~~
11 ~~programs except for specified purposes~~ if the inmate ~~has any prior~~
12 ~~conviction or adjudication of a crime that requires~~ **is required to**
13 **register as a sex offender for certain crimes or is serving a sentence**
14 **for certain crimes that require** registration as a sex offender;
15 amending K.S.A. 22-4901, 22-4902 and 75-5267 and K.S.A. 2025
16 Supp. 21-6604 and repealing the existing sections.

17
18 *Be it enacted by the Legislature of the State of Kansas:*

19 *New Section 1. (a) (1) Except as provided in paragraph (2), it shall*
20 *be unlawful for any sex offender who is 18 years of age or older and*
21 *whose underlying crime for which the offender is required to register*
22 *under the Kansas offender registration act was a crime against a victim*
23 *who was less than 18 years of age to enter onto school property or attend*
24 *a school activity.*

25 *(2) The provisions of this subsection shall not apply to a person*
26 *who enters onto school property for the sole purpose of attending a*
27 *religious service when such school property is being used for a religious*
28 *service and the person leaves such school property immediately after*
29 *such religious service.*

30 *(b) Violation of this section is:*

31 *(1) Upon a first conviction, a severity level 7, person felony;*

32 *(2) upon a second conviction, a severity level 5, person felony; and*

33 *(3) upon a third or subsequent conviction, a severity level 3, person*

1 *felony.*

2 *(c) This section shall be a part of and supplemental to the Kansas*
3 *offender registration act.*

4 ~~Section 1.~~ **Sec. 2.** K.S.A. 2025 Supp. 21-6604 is hereby amended to
5 read as follows: 21-6604. (a) Whenever any person has been found guilty of
6 a crime, the court may adjudge any of the following:

7 (1) Commit the defendant to the custody of the secretary of
8 corrections if the current crime of conviction is a felony and the sentence
9 presumes imprisonment, or the sentence imposed is a dispositional
10 departure to imprisonment; or, if confinement is for a misdemeanor, to jail
11 for the term provided by law;

12 (2) impose the fine applicable to the offense and may impose the
13 provisions of subsection (q);

14 (3) release the defendant on probation if the current crime of
15 conviction and criminal history fall within a presumptive nonprison
16 category or through a departure for substantial and compelling reasons
17 subject to such conditions as the court may deem appropriate. In felony
18 cases, the court may include confinement in a county jail not to exceed 60
19 days, which need not be served consecutively, as a condition of an original
20 probation sentence;

21 (4) assign the defendant to a community correctional services
22 program as provided in K.S.A. 75-5291, and amendments thereto, or
23 through a departure for substantial and compelling reasons subject to such
24 conditions as the court may deem appropriate, including orders requiring
25 full or partial restitution;

26 (5) assign the defendant to a conservation camp for a period not to
27 exceed six months as a condition of probation followed by a six-month
28 period of follow-up through adult intensive supervision by a community
29 correctional services program, if the offender successfully completes the
30 conservation camp program;

31 (6) assign the defendant to a house arrest program pursuant to K.S.A.
32 21-6609, and amendments thereto;

33 (7) order the defendant to attend and satisfactorily complete an
34 alcohol or drug education or training program as provided by K.S.A. 21-
35 6602(c), and amendments thereto;

36 (8) order the defendant to repay the amount of any reward paid by
37 any crime stoppers chapter, individual, corporation or public entity that
38 materially aided in the apprehension or conviction of the defendant; repay
39 the amount of any costs and expenses incurred by any law enforcement
40 agency in the apprehension of the defendant, if one of the current crimes
41 of conviction of the defendant includes escape from custody or aggravated
42 escape from custody, as defined in K.S.A. 21-5911, and amendments
43 thereto; repay expenses incurred by a fire district, fire department or fire

1 company responding to a fire that has been determined to be arson or
2 aggravated arson as defined in K.S.A. 21-5812, and amendments thereto,
3 if the defendant is convicted of such crime; repay the amount of any public
4 funds utilized by a law enforcement agency to purchase controlled
5 substances from the defendant during the investigation that leads to the
6 defendant's conviction; or repay the amount of any medical costs and
7 expenses incurred by any law enforcement agency or county. Such
8 repayment of the amount of any such costs and expenses incurred by a
9 county, law enforcement agency, fire district, fire department or fire
10 company or any public funds utilized by a law enforcement agency shall
11 be deposited and credited to the same fund from which the public funds
12 were credited to prior to use by the county, law enforcement agency, fire
13 district, fire department or fire company;

14 (9) order the defendant to pay the administrative fee authorized by
15 K.S.A. 22-4529, and amendments thereto, unless waived by the court;

16 (10) order the defendant to pay a domestic violence special program
17 fee authorized by K.S.A. 20-369, and amendments thereto;

18 (11) *except as provided further*, if the defendant is convicted of a
19 misdemeanor or convicted of a felony specified in K.S.A. 21-6804(i), and
20 amendments thereto, assign the defendant to a work release program, other
21 than a program at a correctional institution under the control of the
22 secretary of corrections as defined in K.S.A. 75-5202, and amendments
23 thereto, provided such work release program requires such defendant to
24 return to confinement at the end of each day in the work release program.
25 *Such defendant shall not be assigned to a work release program and shall*
26 *not serve any portion of a sentence of imprisonment in a work release*
27 *program if the current crime of conviction requires registration* **such**
28 **defendant is currently required to register as a sex offender under the**
29 **Kansas offender registration act, K.S.A. 22-4901 et seq., and amendments**
30 **thereto, or such defendant has any prior conviction or adjudication of a**
31 **crime that requires registration as a sex offender and the underlying**
32 **crime for which the offender is required to register was a crime**
33 **committed when the offender was 18 years of age or older against a**
34 **victim who was less than 16 years of age.** On a second or subsequent
35 conviction of K.S.A. 8-1567, and amendments thereto, an offender placed
36 into a work release program shall serve the total number of hours of
37 confinement mandated by that section;

38 (12) order the defendant to pay the full amount of unpaid costs
39 associated with the conditions of release of the appearance bond under
40 K.S.A. 22-2802, and amendments thereto;

41 (13) order the defendant to participate in a specialty court program
42 pursuant to K.S.A. 20-173, and amendments thereto;

43 (14) impose any appropriate combination of paragraphs (1) through

1 (13); or

2 (15) suspend imposition of sentence in misdemeanor cases.

3 (b) (1) In addition to or in lieu of any of the above, the court shall
4 order the defendant to pay restitution, which shall include, but not be
5 limited to, damage or loss caused by the defendant's crime.

6 (2) (A) For a violation of K.S.A. 21-6107, and amendments thereto,
7 such damage or loss shall include, but not be limited to, attorney fees and
8 costs incurred to repair the credit history or rating of the person whose
9 personal identification documents were obtained and used in violation of
10 such section, and to satisfy a debt, lien or other obligation incurred by the
11 person whose personal identification documents were obtained and used in
12 violation of such section.

13 (B) For a violation of K.S.A. 21-5801, 21-5807, 21-5813 or 21-5818,
14 and amendments thereto, such damage or loss shall include the cost of
15 repair or replacement of the property that was damaged, the reasonable
16 cost of any loss of production, crops and livestock, reasonable labor costs
17 of any kind, reasonable material costs of any kind and any reasonable costs
18 that are attributed to equipment that is used to abate or repair the damage
19 to the property.

20 (C) For a violation of K.S.A. 21-6416, and amendments thereto, such
21 damage or loss shall include the cost for veterinary medical treatment,
22 reasonable funeral and burial expenses and replacement of the police dog,
23 arson dog, assistance dog, game warden dog, search and rescue dog or
24 police horse. Replacement costs shall include, but not be limited to,
25 training costs, personnel expenses and costs associated with boarding the
26 animal during training.

27 (3) If the court orders restitution, the restitution shall be a judgment
28 against the defendant that may be collected by the court by garnishment as
29 provided in article 7 of chapter 60 of the Kansas Statutes Annotated, and
30 amendments thereto, or other execution. If, after 60 days from the date
31 restitution is ordered by the court, a defendant is found to be in
32 noncompliance with the restitution order, the court shall assign an agent
33 procured by the judicial administrator pursuant to K.S.A. 20-169, and
34 amendments thereto, to collect the restitution on behalf of the victim. The
35 chief judge of each judicial district may assign such cases to an
36 appropriate division of the court for the conduct of collection proceedings.

37 (4) Restitution shall be due immediately unless:

38 (A) The court orders that the defendant be given a specified time to
39 pay or be allowed to pay in specified installments; or

40 (B) the court finds compelling circumstances that would render
41 restitution unworkable, either in whole or in part.

42 (5) If the court finds restitution unworkable, either in whole or in
43 part, the court shall state on the record in detail the reasons therefor.

1 (6) If a restitution order entered prior to June 11, 2020, does not give
2 the defendant a specified time to pay or set payment in specified
3 installments, the defendant may file a motion with the court prior to
4 December 31, 2020, proposing payment of restitution in specified
5 installments. The court may recall the restitution order from the agent
6 assigned pursuant to K.S.A. 20-169, and amendments thereto, until the
7 court rules on such motion. If the court does not order payment in
8 specified installments or if the defendant does not file a motion prior to
9 December 31, 2020, the restitution shall be due immediately.

10 (c) In addition to or in lieu of any of the above, the court shall order
11 the defendant to submit to and complete an alcohol and drug evaluation,
12 and pay a fee therefor, when required by K.S.A. 21-6602(d), and
13 amendments thereto.

14 (d) In addition to any of the above, the court shall order the defendant
15 to reimburse the county general fund for all or a part of the expenditures
16 by the county to provide counsel and other defense services to the
17 defendant. Any such reimbursement to the county shall be paid only after
18 any order for restitution has been paid in full. In determining the amount
19 and method of payment of such sum, the court shall take account of the
20 financial resources of the defendant and the nature of the burden that
21 payment of such sum will impose. A defendant who has been required to
22 pay such sum and who is not willfully in default in the payment thereof
23 may at any time petition the court that sentenced the defendant to waive
24 payment of such sum or any unpaid portion thereof. If it appears to the
25 satisfaction of the court that payment of the amount due will impose
26 manifest hardship on the defendant or the defendant's immediate family,
27 the court may waive payment of all or part of the amount due or modify
28 the method of payment.

29 (e) In releasing a defendant on probation, the court shall direct that
30 the defendant be under the supervision of a court services officer. If the
31 court commits the defendant to the custody of the secretary of corrections
32 or to jail, the court may specify in its order the amount of restitution to be
33 paid and the person to whom it shall be paid if restitution is later ordered
34 as a condition of parole, conditional release or postrelease supervision.

35 (f) (1) When a new felony is committed while the offender is
36 incarcerated and serving a sentence for a felony, or while the offender is on
37 probation, assignment to a community correctional services program,
38 parole, conditional release or postrelease supervision for a felony, a new
39 sentence shall be imposed consecutively pursuant to the provisions of
40 K.S.A. 21-6606, and amendments thereto, and the court may sentence the
41 offender to imprisonment for the new conviction, even when the new
42 crime of conviction otherwise presumes a nonprison sentence. In this
43 event, imposition of a prison sentence for the new crime does not

1 constitute a departure.

2 (2) When a new felony is committed during a period of time when the
3 offender would have been on probation, assignment to a community
4 correctional services program, parole, conditional release or postrelease
5 supervision for a felony had the offender not been granted release by the
6 court pursuant to K.S.A. 21-6608(d), and amendments thereto, or the
7 prisoner review board pursuant to K.S.A. 22-3717, and amendments
8 thereto, the court may sentence the offender to imprisonment for the new
9 conviction, even when the new crime of conviction otherwise presumes a
10 nonprison sentence. In this event, imposition of a prison sentence for the
11 new crime does not constitute a departure.

12 (3) When a new felony is committed while the offender is
13 incarcerated in a juvenile correctional facility pursuant to K.S.A. 38-1671,
14 prior to its repeal, or K.S.A. 38-2373, and amendments thereto, for an
15 offense, which if committed by an adult would constitute the commission
16 of a felony, upon conviction, the court shall sentence the offender to
17 imprisonment for the new conviction, even when the new crime of
18 conviction otherwise presumes a nonprison sentence. In this event,
19 imposition of a prison sentence for the new crime does not constitute a
20 departure. The conviction shall operate as a full and complete discharge
21 from any obligations, except for an order of restitution, imposed on the
22 offender arising from the offense for which the offender was committed to
23 a juvenile correctional facility.

24 (4) When a new felony is committed while the offender is on release
25 for a felony pursuant to the provisions of article 28 of chapter 22 of the
26 Kansas Statutes Annotated, and amendments thereto, or similar provisions
27 of the laws of another jurisdiction, a new sentence may be imposed
28 consecutively pursuant to the provisions of K.S.A. 21-6606, and
29 amendments thereto, and the court may sentence the offender to
30 imprisonment for the new conviction, even when the new crime of
31 conviction otherwise presumes a nonprison sentence. In this event,
32 imposition of a prison sentence for the new crime does not constitute a
33 departure.

34 (g) Prior to imposing a dispositional departure for a defendant whose
35 offense is classified in the presumptive nonprison grid block of either
36 sentencing guideline grid, prior to sentencing a defendant to incarceration
37 whose offense is classified in grid blocks 5-H, 5-I or 6-G of the sentencing
38 guidelines grid for nondrug crimes, in grid blocks 3-E, 3-F, 3-G, 3-H or 3-I
39 of the sentencing guidelines grid for drug crimes committed prior to July
40 1, 2012, or in grid blocks 4-E, 4-F, 4-G, 4-H or 4-I of the sentencing
41 guidelines grid for drug crimes committed on or after July 1, 2012, prior to
42 sentencing a defendant to incarceration whose offense is classified in grid
43 blocks 4-E or 4-F of the sentencing guidelines grid for drug crimes

1 committed prior to July 1, 2012, or in grid blocks 5-C, 5-D, 5-E or 5-F of
2 the sentencing guidelines grid for drug crimes committed on or after July
3 1, 2012, and whose offense does not meet the requirements of K.S.A. 21-
4 6824, and amendments thereto, prior to revocation of a nonprison sanction
5 of a defendant whose offense is classified in grid blocks 4-E or 4-F of the
6 sentencing guidelines grid for drug crimes committed prior to July 1, 2012,
7 or in grid blocks 5-C, 5-D, 5-E or 5-F of the sentencing guidelines grid for
8 drug crimes committed on or after July 1, 2012, and whose offense does
9 not meet the requirements of K.S.A. 21-6824, and amendments thereto, or
10 prior to revocation of a nonprison sanction of a defendant whose offense is
11 classified in the presumptive nonprison grid block of either sentencing
12 guideline grid or grid blocks 5-H, 5-I or 6-G of the sentencing guidelines
13 grid for nondrug crimes, in grid blocks 3-E, 3-F, 3-G, 3-H or 3-I of the
14 sentencing guidelines grid for drug crimes committed prior to July 1, 2012,
15 or in grid blocks 4-E, 4-F, 4-G, 4-H or 4-I of the sentencing guidelines grid
16 for drug crimes committed on or after July 1, 2012, the court shall consider
17 placement of the defendant in the Labette correctional conservation camp,
18 conservation camps established by the secretary of corrections pursuant to
19 K.S.A. 75-52,127, and amendments thereto, or a community intermediate
20 sanction center. Pursuant to this subsection the defendant shall not be
21 sentenced to imprisonment if space is available in a conservation camp or
22 community intermediate sanction center and the defendant meets all of the
23 conservation camp's or community intermediate sanction center's
24 placement criteria unless the court states on the record the reasons for not
25 placing the defendant in a conservation camp or community intermediate
26 sanction center.

27 (h) In committing a defendant to the custody of the secretary of
28 corrections, the court shall fix a term of confinement within the limits
29 provided by law. In those cases where the law does not fix a term of
30 confinement for the crime for which the defendant was convicted, the
31 court shall fix the term of such confinement.

32 (i) In addition to any of the above, the court shall order the defendant
33 to reimburse the state general fund for all or part of the expenditures by the
34 state board of indigents' defense services to provide counsel and other
35 defense services to the defendant. In determining the amount and method
36 of payment of such sum, the court shall take account of the financial
37 resources of the defendant and the nature of the burden that payment of
38 such sum will impose. A defendant who has been required to pay such sum
39 and who is not willfully in default in the payment thereof may at any time
40 petition the court that sentenced the defendant to waive payment of such
41 sum or any unpaid portion thereof. If it appears to the satisfaction of the
42 court that payment of the amount due will impose manifest hardship on the
43 defendant or the defendant's immediate family, the court may waive

1 payment of all or part of the amount due or modify the method of
2 payment. The amount of attorney fees to be included in the court order for
3 reimbursement shall be the amount claimed by appointed counsel on the
4 payment voucher for indigents' defense services or the amount prescribed
5 by the board of indigents' defense services reimbursement tables as
6 provided in K.S.A. 22-4522, and amendments thereto, whichever is less.

7 (j) This section shall not deprive the court of any authority conferred
8 by any other Kansas statute to decree a forfeiture of property, suspend or
9 cancel a license, remove a person from office or impose any other civil
10 penalty as a result of conviction of crime.

11 (k) An application for or acceptance of probation or assignment to a
12 community correctional services program shall not constitute an
13 acquiescence in the judgment for purpose of appeal, and any convicted
14 person may appeal from such conviction, as provided by law, without
15 regard to whether such person has applied for probation, suspended
16 sentence or assignment to a community correctional services program.

17 (l) (1) The secretary of corrections is authorized to make direct
18 placement to the Labette correctional conservation camp or a conservation
19 camp established by the secretary pursuant to K.S.A. 75-52,127, and
20 amendments thereto, of an inmate sentenced to the secretary's custody if
21 the inmate:

22 (A) Has been sentenced to the secretary for a probation revocation, as
23 a departure from the presumptive nonimprisonment grid block of either
24 sentencing grid, for an offense that is classified in grid blocks 5-H, 5-I or
25 6-G of the sentencing guidelines grid for nondrug crimes, in grid blocks 3-
26 E, 3-F, 3-G, 3-H or 3-I of the sentencing guidelines grid for drug crimes
27 committed prior to July 1, 2012, in grid blocks 4-E, 4-F, 4-G, 4-H or 4-I of
28 the sentencing guidelines grid for drug crimes committed on or after July
29 1, 2012, or for an offense that is classified in grid blocks 4-E or 4-F of the
30 sentencing guidelines grid for drug crimes committed prior to July 1, 2012,
31 or in grid blocks 5-C, 5-D, 5-E or 5-F of the sentencing guidelines grid for
32 drug crimes committed on or after July 1, 2012, and such offense does not
33 meet the requirements of K.S.A. 21-6824, and amendments thereto; and

34 (B) otherwise meets admission criteria of the camp.

35 (2) If the inmate successfully completes a conservation camp
36 program, the secretary of corrections shall report such completion to the
37 sentencing court and the county or district attorney. The inmate shall then
38 be assigned by the court to six months of follow-up supervision conducted
39 by the appropriate community corrections services program. The court
40 may also order that supervision continue thereafter for the length of time
41 authorized by K.S.A. 21-6608, and amendments thereto.

42 (m) When it is provided by law that a person shall be sentenced
43 pursuant to K.S.A. 1993 Supp. 21-4628, prior to its repeal, the provisions

1 of this section shall not apply.

2 (n) (1) Except as provided by K.S.A. 21-6630 and 21-6805(f), and
3 amendments thereto, in addition to any of the above, for felony violations
4 of K.S.A. 21-5706, and amendments thereto, the court shall require the
5 defendant who meets the requirements established in K.S.A. 21-6824, and
6 amendments thereto, to participate in a certified drug abuse treatment
7 program, as provided in K.S.A. 75-52,144, and amendments thereto,
8 including, but not limited to, an approved after-care plan. The amount of
9 time spent participating in such program shall not be credited as service on
10 the underlying prison sentence.

11 (2) If the defendant fails to participate in or has a pattern of
12 intentional conduct that demonstrates the defendant's refusal to comply
13 with or participate in the treatment program, as established by judicial
14 finding, the defendant shall be subject to sanction or revocation pursuant
15 to the provisions of K.S.A. 22-3716, and amendments thereto. If the
16 defendant's probation is revoked, the defendant shall serve the underlying
17 prison sentence as established in K.S.A. 21-6805, and amendments
18 thereto.

19 (A) Except as provided in subsection (n)(2)(B), for those offenders
20 who are convicted on or after July 1, 2003, but prior to July 1, 2013, upon
21 completion of the underlying prison sentence, the offender shall not be
22 subject to a period of postrelease supervision.

23 (B) Offenders whose crime of conviction was committed on or after
24 July 1, 2013, and whose probation is revoked pursuant to K.S.A. 22-
25 3716(c), and amendments thereto, or whose underlying prison term expires
26 while serving a sanction pursuant to K.S.A. 22-3716(c)(1), and
27 amendments thereto, shall serve a period of postrelease supervision upon
28 the completion of the underlying prison term.

29 (o) (1) Except as provided in paragraph (3), in addition to any other
30 penalty or disposition imposed by law, upon a conviction for unlawful
31 possession of a controlled substance or controlled substance analog in
32 violation of K.S.A. 21-5706, and amendments thereto, in which the trier of
33 fact makes a finding that the unlawful possession occurred while
34 transporting the controlled substance or controlled substance analog in any
35 vehicle upon a highway or street, the offender's driver's license or privilege
36 to operate a motor vehicle on the streets and highways of this state shall be
37 suspended for one year.

38 (2) Upon suspension of a license pursuant to this subsection, the court
39 shall require the person to surrender the license to the court, which shall
40 transmit the license to the division of motor vehicles of the department of
41 revenue, to be retained until the period of suspension expires. At that time,
42 the licensee may apply to the division for return of the license. If the
43 license has expired, the person may apply for a new license, which shall be

1 issued promptly upon payment of the proper fee and satisfaction of other
2 conditions established by law for obtaining a license unless another
3 suspension or revocation of the person's privilege to operate a motor
4 vehicle is in effect.

5 (3) (A) In lieu of suspending the driver's license or privilege to
6 operate a motor vehicle on the highways of this state of any person as
7 provided in paragraph (1), the judge of the court in which such person was
8 convicted may enter an order that places conditions on such person's
9 privilege of operating a motor vehicle on the highways of this state, a
10 certified copy of which such person shall be required to carry any time
11 such person is operating a motor vehicle on the highways of this state. Any
12 such order shall prescribe the duration of the conditions imposed, which in
13 no event shall be for a period of more than one year.

14 (B) Upon entering an order restricting a person's license hereunder,
15 the judge shall require such person to surrender such person's driver's
16 license to the judge who shall cause it to be transmitted to the division of
17 vehicles, together with a copy of the order. Upon receipt thereof, the
18 division of vehicles shall issue without charge a driver's license, which
19 shall indicate on its face that conditions have been imposed on such
20 person's privilege of operating a motor vehicle and that a certified copy of
21 the order imposing such conditions is required to be carried by the person
22 for whom the license was issued any time such person is operating a motor
23 vehicle on the highways of this state. If the person convicted is a
24 nonresident, the judge shall cause a copy of the order to be transmitted to
25 the division and the division shall forward a copy of it to the motor vehicle
26 administrator of such person's state of residence. Such judge shall furnish
27 to any person whose driver's license has had conditions imposed on it
28 under this paragraph a copy of the order, which shall be recognized as a
29 valid Kansas driver's license until such time as the division shall issue the
30 restricted license provided for in this paragraph.

31 (C) Upon expiration of the period of time for which conditions are
32 imposed pursuant to this subsection, the licensee may apply to the division
33 for the return of the license previously surrendered by such licensee. In the
34 event such license has expired, such person may apply to the division for a
35 new license, which shall be issued immediately by the division upon
36 payment of the proper fee and satisfaction of the other conditions
37 established by law, unless such person's privilege to operate a motor
38 vehicle on the highways of this state has been suspended or revoked prior
39 thereto. If any person shall violate any of the conditions imposed under
40 this paragraph, such person's driver's license or privilege to operate a
41 motor vehicle on the highways of this state shall be revoked for a period of
42 not less than 60 days nor more than one year by the judge of the court in
43 which such person is convicted of violating such conditions.

1 (4) As used in this subsection, "highway" and "street" mean the same
2 as defined in K.S.A. 8-1424 and 8-1473, and amendments thereto.

3 (p) In addition to any of the above, for any criminal offense that
4 includes the domestic violence designation pursuant to K.S.A. 22-4616,
5 and amendments thereto, the court shall require the defendant to: (1)
6 Undergo a domestic violence offender assessment conducted by a certified
7 batterer intervention program; and (2) follow all recommendations made
8 by such program, unless otherwise ordered by the court or the department
9 of corrections. The court may order a domestic violence offender
10 assessment and any other evaluation prior to sentencing if the assessment
11 or evaluation would assist the court in determining an appropriate
12 sentence. The entity completing the assessment or evaluation shall provide
13 the assessment or evaluation and recommendations to the court and the
14 court shall provide the domestic violence offender assessment to any entity
15 responsible for supervising such defendant. A defendant ordered to
16 undergo a domestic violence offender assessment shall be required to pay
17 for the assessment and, unless otherwise ordered by the court or the
18 department of corrections, for completion of all recommendations.

19 (q) In imposing a fine, the court may authorize the payment thereof in
20 installments. In lieu of payment of any fine imposed, the court may order
21 that the person perform community service specified by the court. The
22 person shall receive a credit on the fine imposed in an amount equal to \$5
23 for each full hour spent by the person in the specified community service.
24 The community service ordered by the court shall be required to be
25 performed by the later of one year after the fine is imposed or one year
26 after release from imprisonment or jail, or by an earlier date specified by
27 the court. If by the required date the person performs an insufficient
28 amount of community service to reduce to zero the portion of the fine
29 required to be paid by the person, the remaining balance shall become due
30 on that date. If conditional reduction of any fine is rescinded by the court
31 for any reason, then pursuant to the court's order the person may be
32 ordered to perform community service by one year after the date of such
33 rescission or by an earlier date specified by the court. If by the required
34 date the person performs an insufficient amount of community service to
35 reduce to zero the portion of the fine required to be paid by the person, the
36 remaining balance of the fine shall become due on that date. All credits for
37 community service shall be subject to review and approval by the court.

38 (r) In addition to any other penalty or disposition imposed by law, for
39 any defendant sentenced to imprisonment pursuant to K.S.A. 21-4643,
40 prior to its repeal, or K.S.A. 21-6627, and amendments thereto, for crimes
41 committed on or after July 1, 2006, the court shall order that the defendant
42 be electronically monitored upon release from imprisonment for the
43 duration of the defendant's natural life and that the defendant shall

1 reimburse the state for all or part of the cost of such monitoring as
2 determined by the prisoner review board.

3 (s) Whenever the court has released the defendant on probation
4 pursuant to subsection (a)(3), the defendant's supervising court services
5 officer, with the concurrence of the chief court services officer, may
6 impose the violation sanctions as provided in K.S.A. 22-3716(c)(1)(B),
7 and amendments thereto, without further order of the court, unless the
8 defendant, after being apprised of the right to a revocation hearing before
9 the court pursuant to K.S.A. 22-3716(b), and amendments thereto, refuses
10 to waive such right.

11 (t) Whenever the court has assigned the defendant to a community
12 correctional services program pursuant to subsection (a)(4), the defendant's
13 community corrections officer, with the concurrence of the community
14 corrections director, may impose the violation sanctions as provided in
15 K.S.A. 22-3716(c)(1)(B), and amendments thereto, without further order
16 of the court unless the defendant, after being apprised of the right to a
17 revocation hearing before the court pursuant to K.S.A. 22-3716(b), and
18 amendments thereto, refuses to waive such right.

19 (u) In addition to any of the above, the court shall authorize an
20 additional 18 days of confinement in a county jail to be reserved for
21 sanctions as set forth in K.S.A. 22-3716(b)(3)(B), (b)(4) or (c)(1)(B), and
22 amendments thereto.

23 (v) The amendments made to this section by section 1 of chapter 9 of
24 the 2020 Session Laws of Kansas are procedural in nature and shall be
25 construed and applied retroactively.

26 ***Sec. 3. K.S.A. 22-4901 is hereby amended to read as follows: 22-***
27 ***4901. K.S.A. 22-4901 through 22-4911 and 22-4913 Article 49 of chapter***
28 ***22 of the Kansas Statutes Annotated, and amendments thereto, shall be***
29 ***known and may be cited as the Kansas offender registration act.***

30 ***Sec. 4. K.S.A. 22-4902 is hereby amended to read as follows: 22-***
31 ***4902. As used in the Kansas offender registration act, unless the context***
32 ***otherwise requires:***

33 (a) ***"Offender" means:***

34 (1) ***A sex offender;***

35 (2) ***a violent offender;***

36 (3) ***a drug offender;***

37 (4) ***any person who has been required to register under out-of-state***
38 ***law or is otherwise required to be registered; and***

39 (5) ***any person required by court order to register for an offense not***
40 ***otherwise required as provided in the Kansas offender registration act.***

41 (b) ***"Sex offender" includes any person who:***

42 (1) ***On or after April 14, 1994, is convicted of any sexually violent***
43 ***crime;***

1 (2) *on or after July 1, 2002, is adjudicated as a juvenile offender for*
2 *an act which, if committed by an adult, would constitute the commission*
3 *of a sexually violent crime, unless the court, on the record, finds that the*
4 *act involved non-forcible sexual conduct, the victim was at least 14 years*
5 *of age and the offender was not more than four years older than the*
6 *victim;*

7 (3) *has been determined to be a sexually violent predator;*

8 (4) *on or after July 1, 1997, is convicted of any of the following*
9 *crimes when one of the parties involved is less than 18 years of age:*

10 (A) *Adultery, as defined in K.S.A. 21-3507, prior to its repeal, or*
11 *K.S.A. 21-5511, and amendments thereto;*

12 (B) *criminal sodomy, as defined in K.S.A. 21-3505(a)(1), prior to its*
13 *repeal, or K.S.A. 21-5504(a)(1) or (a)(2), and amendments thereto;*

14 (C) *promoting prostitution, as defined in K.S.A. 21-3513, prior to its*
15 *repeal, or K.S.A. 21-6420, prior to its amendment by section 17 of*
16 *chapter 120 of the 2013 Session Laws of Kansas on July 1, 2013;*

17 (D) *patronizing a prostitute, as defined in K.S.A. 21-3515, prior to*
18 *its repeal, or K.S.A. 21-6421, prior to its amendment by section 18 of*
19 *chapter 120 of the 2013 Session Laws of Kansas on July 1, 2013; or*

20 (E) *lewd and lascivious behavior, as defined in K.S.A. 21-3508,*
21 *prior to its repeal, or K.S.A. 21-5513, and amendments thereto;*

22 (5) *is convicted of sexual battery, as defined in K.S.A. 21-3517,*
23 *prior to its repeal, or K.S.A. 21-5505(a), and amendments thereto;*

24 (6) *is convicted of sexual extortion, as defined in K.S.A. 21-5515,*
25 *and amendments thereto;*

26 (7) *is convicted of breach of privacy, as defined in K.S.A. 21-*
27 *6101(a)(6), (a)(7) or (a)(8), and amendments thereto;*

28 (8) *is convicted of an attempt, conspiracy or criminal solicitation, as*
29 *defined in K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or*
30 *K.S.A. 21-5301, 21-5302, 21-5303, and amendments thereto, of an*
31 *offense defined in this subsection; or*

32 (9) *has been convicted of an offense that is comparable to any*
33 *crime defined in this subsection, or any out-of-state conviction for an*
34 *offense that under the laws of this state would be an offense defined in*
35 *this subsection.*

36 (c) *"Sexually violent crime" means:*

37 (1) *Rape, as defined in K.S.A. 21-3502, prior to its repeal, or K.S.A.*
38 *21-5503, and amendments thereto;*

39 (2) *indecent liberties with a child, as defined in K.S.A. 21-3503,*
40 *prior to its repeal, or K.S.A. 21-5506(a), and amendments thereto;*

41 (3) *aggravated indecent liberties with a child, as defined in K.S.A.*
42 *21-3504, prior to its repeal, or K.S.A. 21-5506(b), and amendments*
43 *thereto;*

1 (4) *criminal sodomy, as defined in K.S.A. 21-3505(a)(2) or (a)(3),*
2 *prior to its repeal, or K.S.A. 21-5504(a)(3) or (a)(4), and amendments*
3 *thereto;*

4 (5) *aggravated criminal sodomy, as defined in K.S.A. 21-3506, prior*
5 *to its repeal, or K.S.A. 21-5504(b), and amendments thereto;*

6 (6) *indecent solicitation of a child, as defined in K.S.A. 21-3510,*
7 *prior to its repeal, or K.S.A. 21-5508(a), and amendments thereto;*

8 (7) *aggravated indecent solicitation of a child, as defined in K.S.A.*
9 *21-3511, prior to its repeal, or K.S.A. 21-5508(b), and amendments*
10 *thereto;*

11 (8) *sexual exploitation of a child, as defined in K.S.A. 21-3516,*
12 *prior to its repeal, or K.S.A. 21-5510, and amendments thereto;*

13 (9) *aggravated sexual battery, as defined in K.S.A. 21-3518, prior to*
14 *its repeal, or K.S.A. 21-5505(b), and amendments thereto;*

15 (10) *aggravated incest, as defined in K.S.A. 21-3603, prior to its*
16 *repeal, or K.S.A. 21-5604(b), and amendments thereto;*

17 (11) *electronic solicitation, as defined in K.S.A. 21-3523, prior to its*
18 *repeal, and K.S.A. 21-5509, and amendments thereto;*

19 (12) *unlawful sexual relations, as defined in K.S.A. 21-3520, prior*
20 *to its repeal, or K.S.A. 21-5512, and amendments thereto;*

21 (13) *aggravated human trafficking, as defined in K.S.A. 21-3447,*
22 *prior to its repeal, or K.S.A. 21-5426(b), and amendments thereto, if*
23 *committed in whole or in part for the purpose of the sexual gratification*
24 *of the defendant or another;*

25 (14) *commercial sexual exploitation of a child, as defined in K.S.A.*
26 *21-6422, and amendments thereto;*

27 (15) *promoting the sale of sexual relations, as defined in K.S.A. 21-*
28 *6420, and amendments thereto;*

29 (16) *internet trading in child pornography or aggravated internet*
30 *trading in child pornography, as defined in K.S.A. 21-5514, and*
31 *amendments thereto;*

32 (17) *any conviction or adjudication for an offense that is*
33 *comparable to a sexually violent crime as defined in this subsection, or*
34 *any out-of-state conviction or adjudication for an offense that under the*
35 *laws of this state would be a sexually violent crime as defined in this*
36 *subsection;*

37 (18) *an attempt, conspiracy or criminal solicitation, as defined in*
38 *K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 21-*
39 *5301, 21-5302, 21-5303, and amendments thereto, of a sexually violent*
40 *crime, as defined in this subsection; or*

41 (19) *any act that has been determined beyond a reasonable doubt to*
42 *have been sexually motivated, unless the court, on the record, finds that*
43 *the act involved non-forcible sexual conduct, the victim was at least 14*

1 years of age and the offender was not more than four years older than
2 the victim. As used in this paragraph, "sexually motivated" means that
3 one of the purposes for which the defendant committed the crime was
4 for the purpose of the defendant's sexual gratification.

5 (d) "Sexually violent predator" means any person who, on or after
6 July 1, 2001, is found to be a sexually violent predator pursuant to
7 K.S.A. 59-29a01 et seq., and amendments thereto.

8 (e) "Violent offender" includes any person who:

9 (1) On or after July 1, 1997, is convicted of any of the following
10 crimes:

11 (A) Capital murder, as defined in K.S.A. 21-3439, prior to its repeal,
12 or K.S.A. 21-5401, and amendments thereto;

13 (B) murder in the first degree, as defined in K.S.A. 21-3401, prior
14 to its repeal, or K.S.A. 21-5402, and amendments thereto;

15 (C) murder in the second degree, as defined in K.S.A. 21-3402,
16 prior to its repeal, or K.S.A. 21-5403, and amendments thereto;

17 (D) voluntary manslaughter, as defined in K.S.A. 21-3403, prior to
18 its repeal, or K.S.A. 21-5404, and amendments thereto;

19 (E) involuntary manslaughter, as defined in K.S.A. 21-3404, prior
20 to its repeal, or K.S.A. 21-5405(a)(1), (a)(2) or (a)(4), and amendments
21 thereto. The provisions of this paragraph shall not apply to violations of
22 K.S.A. 21-5405(a)(3), and amendments thereto, that occurred on or after
23 July 1, 2011, through July 1, 2013;

24 (F) kidnapping, as defined in K.S.A. 21-3420, prior to its repeal, or
25 K.S.A. 21-5408(a), and amendments thereto;

26 (G) aggravated kidnapping, as defined in K.S.A. 21-3421, prior to
27 its repeal, or K.S.A. 21-5408(b), and amendments thereto;

28 (H) criminal restraint, as defined in K.S.A. 21-3424, prior to its
29 repeal, or K.S.A. 21-5411, and amendments thereto, except by a parent,
30 and only when the victim is less than 18 years of age; or

31 (I) aggravated human trafficking, as defined in K.S.A. 21-3447,
32 prior to its repeal, or K.S.A. 21-5426(b), and amendments thereto, if not
33 committed in whole or in part for the purpose of the sexual gratification
34 of the defendant or another;

35 (2) on or after July 1, 2006, is convicted of any person felony and
36 the court makes a finding on the record that a deadly weapon was used
37 in the commission of such person felony;

38 (3) has been convicted of an offense that is comparable to any
39 crime defined in this subsection, any out-of-state conviction for an
40 offense that under the laws of this state would be an offense defined in
41 this subsection; or

42 (4) is convicted of an attempt, conspiracy or criminal solicitation, as
43 defined in K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or

1 *K.S.A. 21-5301, 21-5302 and 21-5303, and amendments thereto, of an*
2 *offense defined in this subsection.*

3 (f) *"Drug offender" includes any person who, on or after July 1,*
4 *2007:*

5 (1) *Is convicted of any of the following crimes:*

6 (A) *Unlawful manufacture or attempting such of any controlled*
7 *substance or controlled substance analog, as defined in K.S.A. 65-4159,*
8 *prior to its repeal, K.S.A. 2010 Supp. 21-36a03, prior to its transfer, or*
9 *K.S.A. 21-5703, and amendments thereto;*

10 (B) *possession of ephedrine, pseudoephedrine, red phosphorus,*
11 *lithium metal, sodium metal, iodine, anhydrous ammonia, pressurized*
12 *ammonia or phenylpropanolamine, or their salts, isomers or salts of*
13 *isomers with intent to use the product to manufacture a controlled*
14 *substance, as defined in K.S.A. 65-7006(a), prior to its repeal, K.S.A.*
15 *2010 Supp. 21-36a09(a), prior to its transfer, or K.S.A. 21-5709(a), and*
16 *amendments thereto;*

17 (C) *K.S.A. 65-4161, prior to its repeal, K.S.A. 2010 Supp. 21-*
18 *36a05(a)(1), prior to its transfer, or K.S.A. 21-5705(a)(1), and*
19 *amendments thereto. The provisions of this paragraph shall not apply to*
20 *violations of K.S.A. 2010 Supp. 21-36a05(a)(2) through (a)(6) or (b) that*
21 *occurred on or after July 1, 2009, through April 15, 2010;*

22 (2) *has been convicted of an offense that is comparable to any*
23 *crime defined in this subsection, any out-of-state conviction for an*
24 *offense that under the laws of this state would be an offense defined in*
25 *this subsection; or*

26 (3) *is or has been convicted of an attempt, conspiracy or criminal*
27 *solicitation, as defined in K.S.A. 21-3301, 21-3302 or 21-3303, prior to*
28 *their repeal, or K.S.A. 21-5301, 21-5302 and 21-5303, and amendments*
29 *thereto, of an offense defined in this subsection.*

30 (g) *Convictions or adjudications that result from or are connected*
31 *with the same act, or result from crimes committed at the same time,*
32 *shall be counted for the purpose of this section as one conviction or*
33 *adjudication. Any conviction or adjudication set aside pursuant to law is*
34 *not a conviction or adjudication for purposes of this section. A*
35 *conviction or adjudication from any out-of-state court shall constitute a*
36 *conviction or adjudication for purposes of this section.*

37 (h) *"School" means any public or private educational institution,*
38 *including, but not limited to, postsecondary school, college, university,*
39 *community college, secondary school, high school, junior high school,*
40 *middle school, elementary school, trade school, vocational school or*
41 *professional school providing training or education to an offender for*
42 *three or more consecutive days or parts of days, or for 10 or more*
43 *nonconsecutive days in a period of 30 consecutive days.*

1 (i) *"Employment" means any full-time, part-time, transient, day-*
2 *labor employment or volunteer work, with or without compensation, for*
3 *three or more consecutive days or parts of days, or for 10 or more*
4 *nonconsecutive days in a period of 30 consecutive days.*

5 (j) *"Reside" means to stay, sleep or maintain with regularity or*
6 *temporarily one's person and property in a particular place other than a*
7 *location where the offender is incarcerated. It shall be presumed that an*
8 *offender resides at any and all locations where the offender stays, sleeps*
9 *or maintains the offender's person for three or more consecutive days or*
10 *parts of days, or for ~~ten~~ 10 or more nonconsecutive days in a period of*
11 *30 consecutive days.*

12 (k) *"Residence" means a particular and definable place where an*
13 *individual resides. Nothing in the Kansas offender registration act shall*
14 *be construed to state that an offender may only have one residence for*
15 *the purpose of such act.*

16 (l) *"Transient" means having no fixed or identifiable residence.*

17 (m) *"Law enforcement agency having initial jurisdiction" means*
18 *the registering law enforcement agency of the county or location of*
19 *jurisdiction where the offender expects to most often reside upon the*
20 *offender's discharge, parole or release.*

21 (n) *"Registering law enforcement agency" means the sheriff's*
22 *office or tribal police department responsible for registering an offender.*

23 (o) *"Registering entity" means any person, agency or other*
24 *governmental unit, correctional facility or registering law enforcement*
25 *agency responsible for obtaining the required information from, and*
26 *explaining the required registration procedures to, any person required*
27 *to register pursuant to the Kansas offender registration act. "Registering*
28 *entity" includes, but is not limited to, sheriff's offices, tribal police*
29 *departments and correctional facilities.*

30 (p) *"Treatment facility" means any public or private facility or*
31 *institution providing inpatient mental health, drug or alcohol treatment*
32 *or counseling, but does not include a hospital, as defined in K.S.A. 65-*
33 *425, and amendments thereto.*

34 (q) *"Correctional facility" means any public or private correctional*
35 *facility, juvenile detention facility, prison or jail.*

36 (r) *"Out-of-state" means: the District of Columbia; any federal,*
37 *military or tribal jurisdiction, including those within this state; any*
38 *foreign jurisdiction; or any state or territory within the United States,*
39 *other than this state.*

40 (s) *"Duration of registration" means the length of time during*
41 *which an offender is required to register for a specified offense or*
42 *violation.*

43 (t) *"School activity" means an activity sponsored by a unified school*

1 district or a nonpublic school at which students in kindergarten or any of
 2 the grades one through 12 or children under the age of eligibility to attend
 3 kindergarten who attend a preschool program are the primary intended
 4 participants or the primary intended audience, including, but not limited
 5 to, school instructional time, after school care, after school tutoring,
 6 athletic events, school dances and social events, field trips, school plays or
 7 assemblies.

8 (u) "School property" means property upon which is located a
 9 structure used by a unified school district or a nonpublic school for
 10 instruction, attendance or extracurricular activities for students enrolled
 11 in kindergarten or any of the grades one through 12 or for children under
 12 the age of eligibility to attend kindergarten who attend a preschool
 13 program.

14 (v) "Nonpublic school" means a private, nonprofit or parochial
 15 school that offers regular instruction for students at least four days per
 16 week during a school term and does not include a homeschool,
 17 microschool, homeschool cooperative association or any nonaccredited
 18 private school that has a total enrollment of nine students or fewer.

19 (w) (1) Notwithstanding any other provision of this section,
 20 "offender" ~~shall~~ does not include any person who is:

21 (A) Convicted of unlawful transmission of a visual depiction of a
 22 child, as defined in K.S.A. 21-5611(a), and amendments thereto,
 23 aggravated unlawful transmission of a visual depiction of a child, as
 24 defined in K.S.A. 21-5611(b), and amendments thereto, or unlawful
 25 possession of a visual depiction of a child, as defined in K.S.A. 21-5610,
 26 and amendments thereto;

27 (B) adjudicated as a juvenile offender for an act which, if
 28 committed by an adult, would constitute the commission of a crime
 29 defined in subsection ~~(t)(1)(A)~~ (w)(1)(A);

30 (C) adjudicated as a juvenile offender for an act which, if
 31 committed by an adult, would constitute the commission of sexual
 32 extortion as defined in K.S.A. 21-5515, and amendments thereto; or

33 (D) adjudicated as a juvenile offender for an act which, if
 34 committed by an adult, would constitute a violation of K.S.A. 21-6101(a)
 35 (6), (a)(7) or (a)(8), and amendments thereto.

36 (2) Notwithstanding any other provision of law, a court shall not
 37 order any person to register under the Kansas offender registration act
 38 for the offenses described in subsection ~~(t)(1)~~ (w)(1).

39 Sec. 2. 5. K.S.A. 75-5267 is hereby amended to read as follows: 75-
 40 5267. (a) The secretary of corrections is hereby authorized to establish a
 41 work release program under which inmates committed to the custody of
 42 the secretary, *except as provided in subsection (c)*, may be granted the
 43 privilege of leaving actual confinement for the following purposes:

1 (1) To travel to and from and visit at a specified place or places for a
2 period of not to exceed ~~thirty~~ (30) days for the following purposes:

3 (A) To visit a member of the inmate's immediate family who is in
4 danger of death;

5 (B) to attend the funeral services or other last rites of a member of the
6 inmate's immediate family;

7 (C) to obtain health services otherwise not available to the inmate at
8 an institution operated by the state;

9 (D) to interview prospective employers; or

10 (E) any other purpose consistent with the public interest.

11 (2) To work at paid employment or participate in a program of job
12 training if:

13 (A) The rates of pay, hours and other conditions of employment will
14 be substantially comparable to those afforded others in the community for
15 the performance of work of a similar nature;

16 (B) such paid employment or job training will not result in the
17 significant displacement of employed workers in the community.

18 (b) The secretary of corrections is hereby authorized to establish
19 educational release programs under which inmates committed to the
20 custody of the secretary, *except as provided in subsection (c)*, may be
21 granted the privilege of leaving actual confinement for the purposes of
22 education or training.

23 (c) *An inmate shall not be granted the privilege of leaving actual*
24 *confinement for the purposes described in subsection (a)(2) or (b) any*
25 **purpose, except for the purposes described in subsection (a)(1)(A), (B)**
26 **or (C) or as required by law, if such inmate is committed to the custody**
27 **of the secretary for a crime that requires registration as a sex offender**
28 **under the Kansas offender registration act, K.S.A. 22-4901 et seq., and**
29 **amendments thereto, or such inmate has any prior conviction or**
30 **adjudication of a crime that requires registration as a sex offender:**

31 (1) **Is committed to the custody of the secretary for an off-grid**
32 **felony or a nondrug severity level 1 through 5 felony that requires**
33 **registration as a sex offender under the Kansas offender registration**
34 **act, K.S.A. 22-4901 et seq., and amendments thereto;**

35 (2) **is committed to the custody of the secretary for a crime that**
36 **requires registration as a sex offender under the Kansas offender**
37 **registration act, K.S.A. 22-4901 et seq., and amendments thereto, and**
38 **the crime was committed when the offender was 18 years of age or**
39 **older against a victim who was less than 16 years of age; or**

40 (3) **at the time of being committed to the custody of the secretary**
41 **for any crime, is required to register as a sex offender under the**
42 **Kansas offender registration act, K.S.A. 22-4901 et seq., and**
43 **amendments thereto, and the underlying crime for which the inmate is**

1 **required to register was a crime committed when the offender was 18**
2 **years of age or older against a victim who was less than 16 years of**
3 **age.**

4 (d) The placement of any inmate in a community pursuant to the
5 provisions of subsection (a) or ~~subsection (b)~~ shall be in accordance with
6 any applicable federal rules or regulations.

7 ~~(d)~~(e) In areas where facilities, programs and services suitable for
8 these purposes are not available within the state correctional system when
9 needed, the secretary shall contract with the proper authorities of political
10 subdivisions of the state, with any agency of the state, with the federal
11 government, with available community corrections centers or facilities
12 funded by private sources, or with qualified private corporations or
13 organizations for quartering inmates with such privileges in suitable
14 confinement facilities and for programs and services for inmates in such
15 facilities.

16 ~~(e)~~(f) Nothing in this act shall be construed to prevent inmates from
17 working for and the products of their labor being disposed of by any state
18 agency, local agency, federal government, or any other state or political
19 subdivision thereof. Merchandise made by prisoners when said
20 merchandise is for personal benefit of inmates, may be sold or exchanged
21 within the confines of the institution subject to rules and regulations of the
22 secretary.

23 ~~Sec. 3.~~ 6. K.S.A. **22-4901, 22-4902 and** 75-5267 and K.S.A. 2025
24 Supp. 21-6604 are hereby repealed.

25 ~~Sec. 4.~~ 7. This act shall take effect and be in force from and after its
26 publication in the statute book.