

Substitute for SENATE BILL No. 39

By Committee on Judiciary

2-6

1 AN ACT concerning the Kansas offender registration act; relating to
2 aggravated sex offenders; amending K.S.A. 2011 Supp. 22-4902, 22-
3 4904 and 22-4913 and repealing the existing sections; also repealing
4 K.S.A. 2011 Supp. 22-4902a.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 2011 Supp. 22-4902 is hereby amended to read as
8 follows: 22-4902. As used in the Kansas offender registration act, unless
9 the context otherwise requires:

10 (a) "Offender" means:

11 (1) A sex offender, ~~as defined in subsection (b);~~

12 (2) *an aggravated sex offender;*

13 (2) (3) a violent offender, ~~as defined in subsection (e);~~

14 (3) (4) a drug offender, ~~as defined in subsection (f);~~

15 (4) (5) any person who has been required to register under out of state
16 law or is otherwise required to be registered; and

17 (5) (6) any person required by court order to register for an offense
18 not otherwise required as provided in the Kansas offender registration act.

19 (b)(1) "Sex offender" includes any person who:

20 (1)(A) On or after April 14, 1994, *and prior to July 1, 2012*, is
21 convicted of any sexually violent crime ~~set forth in subsection (e);~~

22 (B) *on or after July 1, 2012, is convicted of any sexually violent*
23 *crime, if none of the parties involved are less than 16 years of age;*

24 (2)(C) on or after April 14, 1994, is adjudicated as a juvenile offender
25 for an act which if committed by an adult would constitute the commission
26 of a sexually violent crime ~~set forth in subsection (e)~~, unless the court, on
27 the record, finds that the act involved non-forcible sexual conduct, the
28 victim was at least 14 years of age and the offender was not more than four
29 years older than the victim;

30 (3)(D) has been determined to be a sexually violent predator, ~~as~~
31 ~~defined in subsection (d);~~

32 (4)(E) on or after May 29, 1997, is convicted of any of the following
33 crimes when one of the parties involved is less than 18 years of age:

34 (A)(i) Adultery, as defined in K.S.A. 21-3507, prior to its repeal, or
35 K.S.A. 2011 Supp. 21-5511, and amendments thereto;

36 (B)(ii) criminal sodomy, as defined in subsection (a)(1) of K.S.A. 21-

1 3505, prior to its repeal, or subsection (a)(1) or (a)(2) of K.S.A. 2011
2 Supp. 21-5504, and amendments thereto;

3 ~~(C)~~(iii) promoting prostitution, as defined in K.S.A. 21-3513, prior to
4 its repeal, or K.S.A. 2011 Supp. 21-6420, and amendments thereto;

5 ~~(D)~~(iv) patronizing a prostitute, as defined in K.S.A. 21-3515, prior to
6 its repeal, or K.S.A. 2011 Supp. 21-6421, and amendments thereto; or

7 ~~(E)~~(v) lewd and lascivious behavior, as defined in K.S.A. 21-3508,
8 prior to its repeal, or K.S.A. 2011 Supp. 21-5513, and amendments
9 thereto;

10 ~~(F)~~(F) is convicted of sexual battery, as defined in K.S.A. 21-3517,
11 prior to its repeal, or subsection (a) of K.S.A. 2011 Supp. 21-5505, and
12 amendments thereto;

13 ~~(G)~~(G) is convicted of an attempt, conspiracy or criminal solicitation,
14 as defined in K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or
15 K.S.A. 2011 Supp. 21-5301, 21-5302, 21-5303, and amendments thereto,
16 of an offense defined in this subsection; or

17 ~~(H)~~(H) has been convicted of an offense in effect at any time prior to
18 July 1, 2011, that is comparable to any crime defined in this subsection, or
19 any out of state conviction for an offense that under the laws of this state
20 would be an offense defined in this subsection.

21 (2) *"Aggravated sex offender" includes any person who, on or after*
22 *July 1, 2012, is convicted of any sexually violent crime, if any of the*
23 *parties involved is less than 16 years of age.*

24 (c) "Sexually violent crime" means:

25 (1) Rape as defined in K.S.A. 21-3502, prior to its repeal, or K.S.A.
26 2011 Supp. 21-5503, and amendments thereto;

27 (2) indecent liberties with a child as defined in K.S.A. 21-3503, prior
28 to its repeal, or subsection (a) of K.S.A. 2011 Supp. 21-5506, and
29 amendments thereto;

30 (3) aggravated indecent liberties with a child as defined in K.S.A. 21-
31 3504, prior to its repeal, or subsection (b) of K.S.A. 2011 Supp. 21-5506,
32 and amendments thereto;

33 (4) criminal sodomy as defined in subsection (a)(2) or (a)(3) of
34 K.S.A. 21-3505, prior to its repeal, or subsection (a)(3) or (a)(4) of K.S.A.
35 2011 Supp. 21-5504, and amendments thereto;

36 (5) aggravated criminal sodomy as defined in K.S.A. 21-3506, prior
37 to its repeal, or subsection (b) of K.S.A. 2011 Supp. 21-5504, and
38 amendments thereto;

39 (6) indecent solicitation of a child as defined in K.S.A. 21-3510, prior
40 to its repeal, or subsection (a) of K.S.A. 2011 Supp. 21-5508, and
41 amendments thereto;

42 (7) aggravated indecent solicitation of a child as defined in K.S.A.
43 21-3511, prior to its repeal, or subsection (b) of K.S.A. 2011 Supp. 21-

1 5508, and amendments thereto;

2 (8) sexual exploitation of a child as defined in K.S.A. 21-3516, prior
3 to its repeal, or K.S.A. 2011 Supp. 21-5510, and amendments thereto;

4 (9) aggravated sexual battery as defined in K.S.A. 21-3518, prior to
5 its repeal, or subsection (b) of K.S.A. 2011 Supp. 21-5505, and
6 amendments thereto;

7 (10) aggravated incest as defined in K.S.A. 21-3603, prior to its
8 repeal, or subsection (b) of K.S.A. 2011 Supp. 21-5605, and amendments
9 thereto;

10 (11) electronic solicitation as defined in K.S.A. 21-3523, prior to its
11 repeal, and K.S.A. 2011 Supp. 21-5509, and amendments thereto,
12 committed on or after April 17, 2008;

13 (12) unlawful sexual relations as defined in K.S.A. 21-3520, prior to
14 its repeal, or K.S.A. 2011 Supp. 21-5512, and amendments thereto,
15 committed on or after July 1, 2010;

16 (13) any conviction for an offense in effect at any time prior to July 1,
17 2011, that is comparable to a sexually violent crime as defined in this
18 subsection, or any out of state conviction for an offense that under the laws
19 of this state would be a sexually violent crime as defined in this
20 subsection;

21 (14) an attempt, conspiracy or criminal solicitation, as defined in
22 K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 2011
23 Supp. 21-5301, 21-5302, 21-5303, and amendments thereto, of a sexually
24 violent crime, as defined in this subsection; or

25 (15) any act which at the time of sentencing for the offense has been
26 determined beyond a reasonable doubt to have been sexually motivated,
27 unless the court, on the record, finds that the act involved non-forcible
28 sexual conduct, the victim was at least 14 years of age and the offender
29 was not more than four years older than the victim. As used in this
30 paragraph, "sexually motivated" means that one of the purposes for which
31 the defendant committed the crime was for the purpose of the defendant's
32 sexual gratification.

33 (d) "Sexually violent predator" means any person who, on or after
34 July 1, 2001, is found to be a sexually violent predator pursuant to K.S.A.
35 59-29a01 et seq., and amendments thereto.

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

37 (1) On or after May 29, 1997, is convicted of any of the following
38 crimes:

39 (A) Capital murder, as defined in K.S.A. 21-3439, prior to its repeal,
40 or K.S.A. 2011 Supp. 21-5401, and amendments thereto;

41 (B) murder in the first degree, as defined in K.S.A. 21-3401, prior to
42 its repeal, or K.S.A. 2011 Supp. 21-5402, and amendments thereto;

43 (C) murder in the second degree, as defined in K.S.A. 21-3402, prior

- 1 to its repeal, or K.S.A. 2011 Supp. 21-5403, and amendments thereto;
- 2 (D) voluntary manslaughter, as defined in K.S.A. 21-3403, prior to its
3 repeal, or K.S.A. 2011 Supp. 21-5404, and amendments thereto;
- 4 (E) involuntary manslaughter, as defined in K.S.A. 21-3404, prior to
5 its repeal, or K.S.A. 2011 Supp. 21-5405, and amendments thereto;
- 6 (F) kidnapping, as defined in K.S.A. 21-3420, prior to its repeal, or
7 subsection (a) of K.S.A. 2011 Supp. 21-5408, and amendments thereto;
- 8 (G) aggravated kidnapping, as defined in K.S.A. 21-3421, prior to its
9 repeal, or subsection (b) of K.S.A. 2011 Supp. 21-5408, and amendments
10 thereto;
- 11 (H) criminal restraint, as defined in K.S.A. 21-3424, prior to its
12 repeal, or K.S.A. 2011 Supp. 21-5411, and amendments thereto, except by
13 a parent, and only when the victim is less than 18 years of age; or
- 14 (I) aggravated human trafficking, as defined in K.S.A. 21-3447, prior
15 to its repeal, or subsection (b) of K.S.A. 2011 Supp. 21-5426, and
16 amendments thereto;
- 17 (2) on or after July 1, 2006, is convicted of any person felony and the
18 court makes a finding on the record that a deadly weapon was used in the
19 commission of such person felony;
- 20 (3) has been convicted of an offense in effect at any time prior to
21 July 1, 2011, that is comparable to any crime defined in this subsection, or
22 any out of state conviction for an offense that under the laws of this state
23 would be an offense defined in this subsection; or
- 24 (4) is convicted of an attempt, conspiracy or criminal solicitation, as
25 defined in K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or
26 K.S.A. 2011 Supp. 21-5301, 21-5302 and 21-5303, and amendments
27 thereto, of an offense defined in this subsection.
- 28 (f) "Drug offender" means any person who has been convicted of:
- 29 (1) Unlawful manufacture or attempting such of any controlled
30 substance or controlled substance analog as defined in K.S.A. 65-4159,
31 prior to its repeal, ~~or~~ K.S.A. 2010 Supp. 21-36a03, *prior to its transfer, or*
32 *K.S.A. 2011 Supp. 21-5703*, and amendments thereto;
- 33 (2) possession of ephedrine, pseudoephedrine, red phosphorus,
34 lithium metal, sodium metal, iodine, anhydrous ammonia, pressurized
35 ammonia or phenylpropanolamine, or their salts, isomers or salts of
36 isomers with intent to use the product to manufacture a controlled
37 substance as defined in subsection (a) of K.S.A. 65-7006, prior to its
38 repeal, ~~or~~ subsection (a) of K.S.A. 2010 Supp. 21-36a09, *prior to its*
39 *transfer, or subsection (a) of K.S.A. 2011 Supp. 21-5709*, and amendments
40 thereto;
- 41 (3) K.S.A. 65-4161, prior to its repeal, or subsection (a)(1) of K.S.A.
42 2010 Supp. 21-36a05, *prior to its transfer, or subsection (a)(1) of K.S.A.*
43 *2011 Supp. 21-5705*, and amendments thereto. The provisions of this

1 paragraph shall not apply to violations of subsections (a)(2) through (a)(6)
2 or (b) of K.S.A. 2010 Supp. 21-36a05, ~~and amendments thereto~~; which
3 occurred on or after July 1, 2009, through April 15, 2010;

4 (4) an offense in effect at any time prior to July 1, 2011, that is
5 comparable to any crime defined in this subsection, or any out of state
6 conviction for an offense that under the laws of this state would be an
7 offense defined in this subsection; or

8 (5) an attempt, conspiracy or criminal solicitation, as defined in
9 K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 2011
10 Supp. 21-5301, 21-5302 and 21-5303, and amendments thereto, of an
11 offense defined in this subsection.

12 (g) Convictions which result from or are connected with the same act,
13 or result from crimes committed at the same time, shall be counted for the
14 purpose of this section as one conviction. Any conviction set aside
15 pursuant to law is not a conviction for purposes of this section. A
16 conviction from any out of state court shall constitute a conviction for
17 purposes of this section.

18 (h) "School" means any public or private educational institution,
19 including, but not limited to, postsecondary school, college, university,
20 community college, secondary school, high school, junior high school,
21 middle school, elementary school, trade school, vocational school or
22 professional school providing training or education to an offender.

23 (i) "Employment" means any full-time, part-time, transient or day-
24 labor employment, with or without compensation.

25 (j) "Reside" means to stay, sleep or maintain with regularity one's
26 person and property in a particular place other than a location where the
27 offender is incarcerated. It shall be presumed that an offender resides at
28 any and all locations where the offender stays, sleeps or maintains the
29 offender's person for seven or more consecutive days or parts of days, or
30 for seven or more non-consecutive days in a period of 30 consecutive
31 days.

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

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

37 (m) "Law enforcement agency having initial jurisdiction" means the
38 registering law enforcement agency of the county or location of
39 jurisdiction where the offender expects to most often reside upon the
40 offender's discharge, parole or release.

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

43 (o) "Registering entity" means any person, agency or other

1 governmental unit, or correctional facility, treatment facility or registering
2 law enforcement agency responsible for obtaining the required information
3 from, and explaining the required registration procedures to, any person
4 required to register pursuant to the Kansas offender registration act.
5 "Registering entity" shall include, but not be limited to, sheriff's offices,
6 tribal police departments, correctional facilities and treatment facilities.

7 (p) "Treatment facility" means any public or private facility, hospital
8 or institution providing inpatient treatment or counseling.

9 (q) "Correctional facility" means any public or private correctional
10 facility, juvenile detention facility, prison or jail.

11 (r) "Out of state" means: the District of Columbia; any federal,
12 military, or tribal jurisdiction, including those within this state; any foreign
13 jurisdiction; or any state or territory within the United States, other than
14 this state.

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

17 Sec. 2. K.S.A. 2011 Supp. 22-4904 is hereby amended to read as
18 follows: 22-4904.

19 (a) At the time of sentencing or disposition for an offense requiring
20 registration as provided in K.S.A. 22-4902, and amendments thereto, the
21 court shall:

22 (1) Inform any offender, on the record, of the procedure to register
23 and the requirements of K.S.A. 22-4905, and amendments thereto;

24 (2) if the offender is released on probation, receiving a suspended
25 sentence, sentenced to community corrections or released on postrelease
26 supervision:

27 (A) Complete the initial registration form with all information and
28 updated information required for registration as provided in K.S.A. 22-
29 4907, and amendments thereto;

30 (B) require the offender to read and sign the registration form, which
31 shall include a statement that the requirements provided in this subsection
32 have been explained to the offender; and

33 (C) order the offender to report within three business days to the
34 registering law enforcement agency in the county or tribal land of
35 conviction or adjudication and to the registering law enforcement agency
36 in any place where the offender resides, maintains employment or attends
37 school, to complete the registration form with all information and any
38 updated information required for registration as provided in K.S.A. 22-
39 4907, and amendments thereto;

40 (3) if the offender is to remain in custody until sentencing, direct the
41 correctional facility to complete the initial registration form within three
42 business days for submission to the Kansas bureau of investigation, as set
43 forth in subsection (b);

1 (4) *if the offender is an aggravated sex offender, inform such offender*
2 *of the residency restrictions in K.S.A. 22-4913, and amendments thereto;*
3 *and*

4 ~~(4)~~(5) ensure the age of the victim is documented in the journal entry
5 of conviction or adjudication.

6 (b) The staff of any correctional facility shall:

7 (1) Notify the Kansas bureau of investigation of the incarceration of
8 any offender and of the location or any change in location of the offender
9 while in custody;

10 (2) prior to any offender being discharged, paroled, furloughed or
11 released on work or school release from a correctional facility, or
12 otherwise released from incarceration:

13 (A) Inform the offender of the procedure for registration and of the
14 offender's registration requirements as provided in K.S.A. 22-4905, and
15 amendments thereto;

16 (B) complete the registration form with all information and updated
17 information required for registration as provided in K.S.A. 22-4907, and
18 amendments thereto; and

19 (C) require the offender to read and sign the registration form, which
20 shall include a statement that the requirements provided in this subsection
21 have been explained to the offender;

22 (3) photograph the offender's face and any identifying marks;

23 (4) provide one copy of the form to the offender and, within three
24 days, send a copy of the form and of the photograph or photographs to the
25 law enforcement agency having initial jurisdiction and to the Kansas
26 bureau of investigation;

27 (5) notify the law enforcement agency having initial jurisdiction and
28 the Kansas bureau of investigation seven business days prior to any
29 offender being discharged, paroled, furloughed or released on work or
30 school release; and

31 (6) enter all offender information required by the national crime
32 information center into the national sex offender registry system.

33 (c) The staff of any treatment facility shall:

34 (1) Within three days of an offender's arrival for inpatient treatment,
35 inform the registering law enforcement agency of the county or location of
36 jurisdiction in which the treatment facility is located of the offender's
37 presence at the treatment facility and the expected duration of the
38 treatment, and immediately notify the registering law enforcement agency
39 of an unauthorized or unexpected absence of the offender during the
40 offender's treatment;

41 (2) provide information upon request to any registering law
42 enforcement agency having jurisdiction relevant to determining the
43 presence of an offender within the treatment facility; and

1 (3) prior to any offender receiving court ordered treatment being
2 discharged or otherwise released:

3 (A) Inform the offender of the procedure for registration and the
4 offender's registration requirements, as provided in K.S.A. 22-4905, and
5 amendments thereto;

6 (B) obtain the information required for registration as provided in
7 K.S.A. 22-4907, and amendments thereto; and

8 (C) require the offender to read and sign the registration form which
9 shall include a statement that the requirements provided in this subsection
10 have been explained to the offender.

11 (d) The registering law enforcement agency, upon the reporting of
12 any offender, shall:

13 (1) Inform the offender of the duty to register as provided by the
14 Kansas offender registration act;

15 (2) (A) Explain the procedure for registration and the offender's
16 registration requirements as provided in K.S.A. 22-4905, and amendments
17 thereto;

18 (B) obtain the information required for registration as provided in
19 K.S.A. 22-4907, and amendments thereto; and

20 (C) require the offender to read and sign the registration form, which
21 shall include a statement that the requirements provided in this subsection
22 have been explained to the offender;

23 (3) complete the registration form with all information and updated
24 information required for registration, as provided in K.S.A. 22-4907, and
25 amendments thereto, each time the offender reports to the registering law
26 enforcement agency. All additions or changes in the information reported
27 by an offender shall be forwarded to the Kansas bureau of investigation
28 within three business days;

29 (4) maintain the original signed registration form, provide one copy
30 of the completed registration form to the offender and, within three
31 business days, send one copy of the completed form to the Kansas bureau
32 of investigation;

33 (5) obtain registration information from every offender required to
34 register regardless of whether or not the offender remits payment. Failure
35 of the offender to remit payment is a violation of the Kansas offender
36 registration act and is subject to prosecution pursuant to K.S.A. 22-4903,
37 and amendments thereto;

38 (6) upon every required reporting, update the photograph or
39 photographs of the offender's face and any new identifying marks and
40 immediately forward copies or electronic files of the photographs to the
41 Kansas bureau of investigation;

42 (7) enter all offender information required by the national crime
43 information center into the national sex offender registry system within

1 three days of completing the registration;

2 (8) maintain a special fund for the deposit and maintenance of fees
3 paid by offenders. All funds retained by the registering law enforcement
4 agency pursuant to the provisions of this section shall be credited to a
5 special fund of the registering law enforcement agency which shall be used
6 solely for law enforcement and criminal prosecution purposes and which
7 shall not be used as a source of revenue to reduce the amount of funding
8 otherwise made available to the registering law enforcement agency; ~~and~~

9 (9) forward any initial registration and updated registration
10 information within three days to any out of state jurisdiction where the
11 offender is expected to reside, maintain employment or attend school; *and*
12 (10) *if the offender is an aggravated sex offender, inform such*
13 *offender of the residency restrictions in K.S.A. 22-4913, and amendments*
14 *thereto.*

15 (e) (1) The Kansas bureau of investigation shall:

16 (A) Forward all additions or changes in information to any registering
17 law enforcement agency, other than the agency that submitted the form,
18 where the offender expects to reside, maintain employment or attend
19 school;

20 (B) ensure that offender information is immediately entered in the state
21 registered offender database and the Kansas registered offender website, as
22 provided in K.S.A. 22-4909, and amendments thereto; and

23 (C) transmit offender conviction or adjudication data and fingerprints
24 to the federal bureau of investigation.

25 (2) The director of the Kansas bureau of investigation may adopt
26 rules and regulations necessary to implement the provisions of the Kansas
27 offender registration act.

28 (f) The attorney general shall, within 10 business days of an offender
29 being declared a sexually violent predator, forward to the Kansas bureau of
30 investigation all relevant court documentation declaring an offender a
31 sexually violent predator.

32 (g) The state department of education shall annually notify any school
33 of the Kansas bureau of investigation internet website, and any internet
34 website containing information on the Kansas offender registration act
35 sponsored or created by the registering law enforcement agency of the
36 county or location of jurisdiction in which the school is located, for the
37 purpose of locating offenders who reside near such school. Such
38 notification shall include information that the registering law enforcement
39 agency of the county or location of jurisdiction where such school is
40 located is available to the school to assist in using the registry and
41 providing additional information on registered offenders.

42 (h) The secretary of health and environment shall annually notify any
43 licensed child care facility of the Kansas bureau of investigation internet

1 website, and any internet website containing information on the Kansas
2 offender registration sponsored or created by the registering law
3 enforcement agency of the county in which the facility is located, for the
4 purpose of locating offenders who reside near such facility. Such
5 notification shall include information that the registering law enforcement
6 agency of the county or location of jurisdiction where such child care
7 facility is located is available to the child care facilities to assist in using
8 the registry and providing additional information on registered offenders.

9 (i) Upon request, the clerk of any court of record shall provide the
10 Kansas bureau of investigation copies of complaints, indictments,
11 information, journal entries, commitment orders or any other documents
12 necessary to the performance of the duties of the Kansas bureau of
13 investigation under the Kansas offender registration act. No fees or
14 charges for providing such documents may be assessed.

15 Sec. 3. K.S.A. 2011 Supp. 22-4913 is hereby amended to read as
16 follows: 22-4913. *(a) On and after July 1, 2012, an aggravated sex*
17 *offender shall not reside within 500 feet of the real property of any school*
18 *upon which is located a structure used by a unified school district or an*
19 *accredited nonpublic school for student instruction or attendance or*
20 *extracurricular activities of pupils enrolled in kindergarten or any grades*
21 *one through 12. This subsection shall not apply ~~to any state institution or~~*
22 *facility **{if such aggravated sex offender is in the custody of a***
23 *correctional facility or in the care or custody of any treatment facility}*.

24 ~~(a)(b)~~ Except as provided in subsection ~~(b)(c)~~, on and after June 1,
25 2006, cities and counties shall be prohibited from adopting or enforcing
26 any ordinance, resolution or regulation establishing residential restrictions
27 for offenders as defined by K.S.A. 22-4902, and amendments thereto.

28 ~~(b)(c)~~ The prohibition in subsection ~~(a)(b)~~, shall not apply to any city
29 or county residential licensing or zoning program for correctional
30 placement residences that includes regulations for the housing of such
31 offenders.

32 ~~(c)(d)~~ As used in this section, "correctional placement residence"
33 means a facility that provides residential services for individuals or
34 offenders who reside or have been placed in such facility due to any one of
35 the following situations:

- 36 (1) Prior to, or instead of, being sentenced to prison;
- 37 (2) as a conditional release prior to a hearing;
- 38 (3) as a part of a sentence of confinement of not more than one year;
- 39 (4) in a privately operated facility housing parolees;
- 40 (5) as a deferred sentence when placed in a facility operated by
41 community corrections;
- 42 (6) as a requirement of court-ordered treatment services for alcohol
43 or drug abuse; or

1 (7) as part of voluntary treatment services for alcohol or drug abuse.
2 Correctional placement residence shall not include a single or multi-
3 family dwelling or commercial residential building that provides a
4 residence to staff and persons other than those described in paragraphs (1)
5 through (7).

6 Sec. 4. K.S.A. 2011 Supp. 22-4902, 22-4902a, 22-4904 and 22-4913
7 are hereby repealed.

8 Sec. 5. This act shall take effect and be in force from and after its
9 publication in the statute book.