

As Amended by House Committee

Session of 2016

HOUSE BILL No. 2459

By Committee on Corrections and Juvenile Justice

1-14

1 AN ACT concerning crimes, punishment and criminal procedure; relating
2 to unlawfully tampering with electronic monitoring equipment;
3 amending K.S.A. 2015 Supp. 21-6322 and repealing the existing
4 section.

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

7 Section 1. K.S.A. 2015 Supp. 21-6322 is hereby amended to read as
8 follows: 21-6322. (a) Unlawfully tampering with electronic monitoring
9 equipment is, knowingly and without authorization, removing, disabling,
10 altering, tampering with, damaging or destroying any electronic
11 monitoring equipment used pursuant to court-ordered supervision or as a
12 condition of postrelease supervision or parole.

13 (b) Unlawfully tampering with electronic monitoring equipment is a:

14 ~~(1) Severity level 6, nonperson felony in the case of electronic~~
15 ~~monitoring equipment used pursuant to court-ordered supervision or as a~~
16 ~~condition of postrelease supervision or parole for any nondrug severity~~
17 ~~level 1 through 5 felony or any drug severity level 1 or 2 felony;~~

18 ~~(2) severity level 8, nonperson felony in the case of electronic~~
19 ~~monitoring equipment used pursuant to court-ordered supervision or as a~~
20 ~~condition of postrelease supervision or parole for any nondrug severity~~
21 ~~level 6 through 8 felony or any drug severity level 3 felony; and~~

22 ~~(3) severity level 10, nonperson felony in the case of electronic~~
23 ~~monitoring equipment used pursuant to court-ordered supervision or as a~~
24 ~~condition of postrelease supervision or parole for any nondrug severity~~
25 ~~level 9 or 10 felony, any nongrid felony or any drug severity level 4 or 5~~
26 ~~felony;~~

27 ~~(4) (2) class A nonperson misdemeanor in the case of electronic~~
28 ~~monitoring equipment used pursuant to court-ordered supervision or as a~~
29 ~~condition of postrelease supervision or parole for any misdemeanor or~~
30 ~~used pursuant to court-ordered supervision in any civil case.~~

31 Sec. 2. K.S.A. 2015 Supp. 21-6322 is hereby repealed.

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