

Substitute for SENATE BILL No. 462

By Committee on Federal and State Affairs

3-10

1 AN ACT concerning civil procedure; relating to the protection from
2 stalking act; amending K.S.A. 60-31a02 and repealing the existing
3 section.

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

6 Section 1. K.S.A. 60-31a02 is hereby amended to read as follows: 60-
7 31a02. As used in the protection from stalking act:

8 (a) "Stalking" means an intentional harassment of another person that
9 places the other person in reasonable fear for that person's safety.

10 (b) "Harassment" means a knowing and intentional course of conduct
11 directed at a specific person that seriously alarms, annoys, torments or
12 terrorizes the person, and that serves no legitimate purpose. "*Harassment*"
13 *shall include any course of conduct carried out through the use of an*
14 *unmanned aerial system over or near any dwelling, occupied vehicle or*
15 *other place where one may reasonably expect to be safe from uninvited*
16 *intrusion or surveillance.*

17 (c) "Course of conduct" means conduct consisting of two or more
18 separate acts over a period of time, however short, evidencing a continuity
19 of purpose which would cause a reasonable person to suffer substantial
20 emotional distress. Constitutionally protected activity is not included
21 within the meaning of "course of conduct."

22 (d) "*Unmanned aerial system*" means a powered, aerial vehicle that:

23 (1) *Does not carry a human operator;*

24 (2) *uses aerodynamic forces to provide vehicle lift;*

25 (3) *may fly autonomously or be piloted remotely;*

26 (4) *may be expendable or recoverable; and*

27 (5) *may carry a lethal or nonlethal payload.*

28 Sec. 2. K.S.A. 60-31a02 is hereby repealed.

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