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MEMORANDUM

To: Senate Committee on Judiciary

From: Jason Thompson, Senior Assistant Revisor of Statutes

Date: March 7, 2018

Subject: Bill Brief for SB 378

SB 378 creates the crime of counterfeiting currency. The bill would create a new provision in the Kansas criminal code that applies specifically to counterfeiting currency, with the intent to defraud, defined in subsection (a) as: (1) Making, forging or altering any note, obligation or security of the United States; (2) distributing, or possessing with the intent to distribute, any obligation or security of the United States knowing such obligation or security has been so made, forged or altered; or (3) possessing any paper, ink, printer, press, currency plate or other item with the intent to produce any counterfeit note, currency, obligation or security of the United States.

Violations defined in subsection (a)(1) or (a)(2) would be a severity level 7, nonperson felony if the total face value of the seized counterfeit currency is \$25,000 or more, and a severity level 8, nonperson felony if the total face value of the seized counterfeit currency is less than \$25,000. Violations defined in subsection (a)(3) would be a severity level 9, nonperson felony.