

HOUSE BILL No. 2612

By Committee on Judiciary

2-2

1 AN ACT concerning crimes, punishment and criminal procedure; creating
2 the crime of concealing identity during public demonstration.

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

5 Section 1. (a) Concealing identity during public demonstration is
6 wearing any mask, hood or device that hides, conceals or covers any
7 portion of the face to conceal the identity of the wearer while participating
8 in or remaining at a public demonstration:

9 (1) With the intent to intimidate, threaten, abuse or harass any other
10 person;

11 (2) with the intent to cause another person to fear for such person's
12 safety;

13 (3) with the intent to deprive any person or class of persons of equal
14 protection of the law;

15 (4) with the intent, by force or threat of force, to injure, intimidate or
16 interfere with any person because of such person's exercise of any right
17 secured by law; or

18 (5) while engaged in conduct prohibited by law.

19 (b) Concealing identity during public demonstration is a class A
20 nonperson misdemeanor.

21 (c) The provisions of this section shall not apply to a person:

22 (1) Wearing a traditional holiday costume on the occasion of the
23 holiday;

24 (2) using a mask in a theatrical production; or

25 (3) wearing a head covering or veil pursuant to religious beliefs or
26 customs.

27 (d) An offender who violates the provisions of this section may also
28 be prosecuted for, convicted of, and punished for any other offense in the
29 Kansas criminal code.

30 (e) This section shall be part of and supplemental to the Kansas
31 criminal code.

32 Sec. 2. This act shall take effect and be in force from and after its
33 publication in the statute book.