

Kansas Sentencing Guidelines Desk Reference Manual 2018



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1993-2018***

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Available on the Kansas Sentencing Commission website www.sentencing.ks.gov:

Time Line of Selected Events Related to the KSGA

Selected Attorney General Opinions on Topics Related to the KSGA and Sentencing Issues

2018 DESK REFERENCE MANUAL

INTRODUCTION

The Kansas Sentencing Guidelines Desk Reference Manual (DRM) provides general instructions for application of the provisions of the Kansas Sentencing Guidelines Act (KSGA), K.S.A. 2018 Supp. 21-6801 *et seq.* The DRM contains features that we hope will not only inform users of the latest developments in 2018 sentencing law but also help to facilitate more efficient understanding and application of the law.

The Kansas Sentencing Commission (KSSC) encourages criminal justice professionals to contact our staff for further information and assistance concerning the Desk Reference Manual or the Kansas Sentencing Guidelines Act. Questions may be directed to our staff at (785) 296-0923, or by e-mail at kssc.office@ks.gov

In July 2011, the Kansas Criminal Code was moved from K.S.A. 21-3101 *et seq.* to K.S.A. 21-5101 *et seq.* statutory citations within the DRM cite to the new, recodified statute numbers. The Kansas Sentencing Commission's website also offers a cross-reference document between the new and former statute numbers.

The statutory listings of felonies and misdemeanors in Appendix D have also been modified to reflect the specific statutory violations based upon the 2018 legislative changes. As a reference, there is a new alphabetical index of crimes to help users locate the correct statute number. The complete versions of both the felony and misdemeanor statute files are posted under the "Agency Publications" link of the website.

In order to reduce the size of the Manual, the Time Line of KSGA Selected Events is posted, along with other Appendices, on the KSSC website at www.sentencing.ks.gov. Posting these documents on our website rather than publishing them in the Manual allows us to easily update the material as new information becomes available. All of the 2018 legislative changes relative to the sentencing guidelines remain in the Manual and are summarized in the first section.

ADDITIONAL COPIES

Copies of the Manual in hard copy and electronic form may be ordered from the Kansas Sentencing Commission at www.sentencing.ks.gov or may be accessed and printed free of charge at the KSSC website.

This Manual is not copyrighted. The entire text of this Manual, along with all of the grids, charts and forms, may be reproduced in part or in its entirety by any party wishing to do so. The Desk Reference Manual should always be used in consultation with the applicable Kansas statutes and related case law, the language of which controls.

TIME LINE OF KSGA SELECTED EVENTS

In the 2018 Legislative Session, the Legislature enacted several significant statutory changes affecting the general practice of criminal law and those specifically affecting sentencing law and procedure. We highlight the following:

1) House Sub for SB 374 amends the law for Driving Under the Influence.

The bill:

- States the Legislature's intent with regard to comparability of an out-of-jurisdiction offense to a Kansas offense.
- Amends language in the commercial DUI implied consent statute.
- Amends provisions in the commercial DUI and DUI statutes concerning supervision upon release from imprisonment.
- Amends language in the DUI implied consent statute.
- Removes provisions governing the oral and written notice required in DUI testing.
- Repeals the crime of test refusal.

2) HB 2439 amends the law for Involuntary Manslaughter- Driving Under the Influence; Aggravated Battery- Driving Under the Influence.

The bill:

- Amends the definition of the crime of involuntary manslaughter.
- Amends the definition of the crime of aggravated battery.

3) HB 2458 amends the law related to counterfeit currency, assault and battery of a law enforcement officer, mistreatment of a dependent adult, mistreatment of an elder person, possession of THC, escape from custody, and expanded eligibility for SB 123 program.

The bill:

- Creates the new crime of counterfeiting currency.
- Amends the definition of law enforcement officer for purposes of the crimes of assault and battery on a law enforcement officer.
- Amends the law related to the crimes of mistreatment of a dependent adult and mistreatment of an elder person.
- Amends penalties for possession of tetrahydrocannabinol (THC).
- Amends the definition of "escape" in the crime of Escape from Custody.
- Expands eligibility for the nonprison sanction of placement in a certified drug abuse treatment program for certain offenders convicted of unlawful possession of a controlled substance (a program established by 2003 SB 123).

2018 LEGISLATIVE CHANGES TO THE KSGA AND RELATED CRIMINAL LAW

This summary is by no means exhaustive in its coverage of the session but contains criminal sentencing and relevant collateral issues that may be of interest to criminal justice stakeholders. Bills referenced here can be found at www.kslegislature.org under the Bills and Laws tab.

Senate Bill 263 Alternative Crop Research Act

SB 263 enacts the Alternative Crop Research Act (Act), which allows the Kansas Department of Agriculture (KDA), either alone or in coordination with a state institution of higher education, to grow and cultivate industrial hemp and promote the research and development of industrial hemp, in accordance with federal law. The bill allows individuals to participate in the research program under the authority of the KDA. Nothing in the Act is to be construed to authorize any person to violate state or federal law.

The bill amends KSA 2017 Supp. 21-5701, dealing with criminal law, excluding “industrial hemp” from the definition of “marijuana,” when cultivated, possessed, or used for activities authorized by the Act. The bill also amends KSA 2017 Supp. 65-4101, dealing with controlled substances, clarifying the definition of “marijuana” to exclude “industrial hemp” as defined in the bill, when cultivated, possessed, or used for activities authorized by the Act. In addition, the bill amends KSA 2017 Supp. 65-4105, dealing with controlled substances included in Schedule I, excluding tetrahydrocannabinols (THC) obtained from industrial hemp as it is defined in the bill, when cultivated, possessed or used for activities authorized by the Act.

House Substitute for Senate Bill 374 Driving Under the Influence

House Sub. for SB 374 amends law concerning driving under the influence of alcohol, drugs, or both (DUI). Specifically, the bill amends statutes governing the crimes of operating or attempting to operate a commercial motor vehicle under the influence (commercial DUI); implied consent; and tests of blood, breath, urine, or other bodily substance. The bill also repeals the crime of test refusal.

Legislative Intent

The bill states the Legislature’s intent with regard to comparability of an out-of-jurisdiction offense to a Kansas offense shall be liberally construed to allow comparable offenses, regardless of whether the elements are identical to or narrower than the corresponding Kansas offense, for the purposes of determining a person’s criminal history and that the Legislature intends to include, but does not limit such offenses to, convictions under specified statutes in Missouri, Oklahoma, Colorado, and Nebraska, as well as a Wichita municipal ordinance.

Commercial DUI

The bill amends the commercial DUI statute to provide a person commits the crime if the person commits an offense “otherwise comparable” to DUI, as defined in Kansas law.

Commercial DUI and DUI Changes

The bill amends provisions in the commercial DUI and DUI statutes, K.S.A. 8-2,144 and K.S.A. 8-1567, concerning supervision upon release from imprisonment to provide an offender for whom a warrant has been issued by the court alleging a violation of such supervision is considered a fugitive from justice if it is found the warrant cannot be served. If it is found the offender has violated the provisions of this supervision, the court determines whether the time from the issuing of the warrant to the date of the court's determination of an alleged violation, or any part of it, is to be counted as time served on supervision. Further, the bill allows the term of supervision to be extended at the court's discretion beyond one year. Any violation of the conditions of such extended term of supervision may subject such person to the revocation of supervision and imprisonment in jail of up to the remainder of the original sentence, not the term of the extended supervision.

Within both statutes, the bill amends the one-month imprisonment enhancement for convicted persons who had one or more children under the age of 14 in the vehicle at the time of the offense. The bill specifies the enhancement applies to "any person 18 years of age or older" when one or more children under the age of 18 are in the vehicle at the time of the offense.

In subsections within those statutes stating the fact a person is or has been entitled to lawful use of a drug is not a defense, the bill replaces a reference to a DUI "involving drugs" with references to the subsections in the DUI statute that apply to drugs or a combination of drugs and alcohol.

The bill removes a requirement for the court in K.S.A. 8-2,144 to electronically report every diversion agreement entered into in lieu of further criminal proceedings on a complaint alleging a violation of commercial DUI to the Division of Vehicles. Under continuing law, diversions are not available for commercial DUI.

The bill amends the definition of "conviction" in these statutes to:

- Replace the phrase "a violation of a crime" with "an offense";
- Replace the term "state" with "jurisdiction" and remove a provision specific to acts committed on a military reservation; and
- Replace the phrase "a crime" with the phrase "an offense that is comparable to the offense" described in the statute.

The bill provides, for the purposes of determining whether an offense is comparable, the following shall be considered:

- The name of the out-of-jurisdiction offense;
- The elements of the out-of-jurisdiction offense; and
- Whether the out-of-jurisdiction offense prohibits conduct similar to the conduct prohibited by the closest approximate Kansas offense.

In the DUI statute, K.S.A. 8-1567(h), the bill requires the court to electronically report any finding regarding the alcohol concentration in the offender's blood or breath.

DUI Implied Consent

The bill amends language in the DUI implied consent statute, K.S.A. 8-1001, to state a person who operates or attempts to operate a vehicle "may be requested" to submit to one or more tests of the person's blood, breath, urine, or other bodily substance. The bill removes language stating a dead or unconscious person shall be deemed not to have withdrawn consent. The bill adds language requiring the

test to be administered at the direction of a law enforcement officer, and the law enforcement officer determines which type of test is to be conducted or requested.

The bill removes language requiring law enforcement to request a person to submit to a test deemed consented to if at the time of the request the officer has reasonable grounds to believe the person was DUI. Instead, the bill adds language stating one or more tests may be required of a person when, at the time of the request, a law enforcement officer has probable cause to believe the person has committed the crime of DUI. The bill also replaces “reasonable grounds” with “probable cause” elsewhere in the bill to reflect this change in the required standard.

The bill also amends law to allow a test when a person has been involved in a motor vehicle accident or collision resulting in personal injury or death. This new language replaces provisions that distinguish between personal injury and serious injury or death when the operator may be cited for any traffic offense. The bill removes a definition for “serious injury” and other references to these provisions to reflect this change.

The bill removes “accident” from language allowing a law enforcement officer directing administration of a test to act on the basis of the collective information available to law enforcement officers involved in the investigation or arrest.

DUI Testing

Notice When Requesting a Test and Exceptions

The bill removes provisions governing the oral and written notice required to be given to a person when requesting a test or tests of blood, breath, urine, or other bodily substance. Instead, the bill adds two new subsections governing notice for tests of breath or other bodily substance other than blood or urine and for tests of blood and urine.

The notice for tests of breath or other bodily substance other than blood or urine states the following: there is no right to consult with an attorney regarding whether to submit to testing, but, after the completion of the testing, the person may request and has the right to consult with an attorney and may secure additional testing; if the person refuses to submit to and complete the test or tests, or if the person fails a test, the person’s driving privileges will be suspended for a period of at least 30 days and up to a year; refusal to submit to testing may be used against the person at any trial or hearing on a charge arising out of DUI; and the results of the testing may be used against the person at any trial or hearing on a DUI charge.

The notice for tests of blood or urine states the following: if the person refuses to submit to and complete the test or tests, or if the person fails a test, the person’s driving privileges will be suspended for a period of at least 30 days and up to a year; the results of the testing may be used against the person at any trial or hearing on a DUI charge; and after the completion of the testing, the person may request and has the right to consult with an attorney and may secure additional testing.

The bill states nothing in this section is to be construed to limit the right of a law enforcement officer to conduct any search of a person’s breath or other bodily substance, other than blood or urine, incident to a lawful arrest pursuant to the *U.S. Constitution*, with or without providing the person the notice outlined above for requesting a test of breath or other bodily substance, other than blood or urine, nor limit the admissibility at any trial or hearing of alcohol or drug concentration testing results obtained pursuant to such a search. Additionally, the bill states nothing in this section is to be construed to limit the right of a

law enforcement officer to conduct or obtain a blood or urine test of a person pursuant to a warrant under the Kansas Code of Criminal Procedure, the *U.S. Constitution*, or a judicially recognized exception to the search warrant requirement, with or without providing the person the notice outlined above for requesting a test of blood or urine, nor limit the admissibility at any trial or hearing of alcohol or drug concentration testing results obtained pursuant to such a search. Similarly, the bill states nothing in this section is to be construed to limit the admissibility at trial of test results obtained pursuant to a judicially recognized exception to the warrant requirement.

The bill amends a subsection stating no test results shall be suppressed because of technical irregularities in the consent or notice required. Instead, the bill states no test results shall be suppressed because of irregularities not affecting the substantial rights of the accused in the consent or notice authorized. The bill replaces notice “required” with notice “authorized” elsewhere in the bill consistent with this change. The bill states failure to provide any or all notice is not an issue or defense in any action other than an administrative action regarding the subject’s driving privileges.

Collection of Test Samples

The bill revises law allowing a law enforcement officer to direct a medical professional to draw one or more samples of blood from a person to determine the blood’s alcohol or drug concentration under certain circumstances. Pursuant to the bill, an officer may direct such withdrawal if the person has given consent, with or without the notice outlined above, and the officer has the required probable cause; law enforcement has obtained a search warrant authorizing the collection of blood from the person; or the person refuses or is unable to consent to submit to and complete a test and another judicially recognized exception to the warrant requirement applies.

The bill amends law subsection outlining who may perform such withdrawal of blood to apply when a law enforcement officer “is authorized to collect one or more tests of blood,” rather than when an officer “requests a person to submit to a test.” The bill also clarifies language prohibiting a medical professional from requiring a person to sign any additional consent or waiver form to prohibit the medical professional from requiring the person “that is the subject of the test or tests to provide any additional consent or sign any waiver form.” The bill also removes in this subsection references to medical technicians no longer defined by statute.

Similarly, the bill amends law outlining who may collect urine samples to apply when a law enforcement officer “is authorized to collect one or more tests of urine,” rather than when an officer “requests a person to submit to a test.”

The bill clarifies test results are to be made available to any person submitting to testing “when available.” The bill also states any person who participates in good faith in the obtaining, withdrawal, collection, or testing of blood, breath, urine, or other bodily substance as authorized by law does not incur any civil, administrative, or criminal liability.

Repeal of the Crime of Test Refusal

The bill repeals the crime of test refusal, a class A nonperson misdemeanor as set forth in K.S.A. 8-1025.

The bill also removes references to this statute throughout numerous statutes and makes other technical amendments to ensure statutory consistency.

House Bill 2145

Criminal Use of Weapons

HB 2145 amends the definition of “criminal use of weapons” by adding possession of a firearm by any of the following:

- Fugitives from justice;
- Aliens illegally or unlawfully in the United States;
- Persons convicted of a misdemeanor for a domestic violence offense within the past five years; and
- Persons subject to court orders restraining them from harassing, stalking, or threatening an intimate partner, child, or child of an intimate partner.

In addition, the bill clarifies that possession of a device or attachment designed, used, or intended for use in suppressing the report of any firearm will be exempt from the definition of “criminal use of weapons” if the device or attachment satisfies the description of a Kansas-made firearm accessory in continuing law. The provisions of this exemption apply to any violation of law pertaining to “criminal use of weapons” that occurred on or after April 25, 2013.

The bill specifies requirements for the issuance of court orders, after which the individual named in the order will be guilty of criminal use of weapons. The bill requires such court order to:

- Be issued after a noticed hearing where the individual had an opportunity to participate; and
- Include findings that such person is a credible threat to the safety of an intimate partner or child; or
- Explicitly prohibit the attempted, threatened, or actual use of physical force against an intimate partner or child that would reasonably be expected to cause bodily injury.

House Bill 2232

Electronic Monitoring in Adult Care Homes

HB 2232 allows a resident of an adult care home, or a resident’s guardian or legal representative, to conduct authorized electronic monitoring (monitoring) in the resident’s room subject to requirements set out in the bill. The bill defines applicable terms; provides protections for the residents and adult care homes; establishes guidelines for monitoring, including the required notification and the content of the notification form; addresses the responsibilities of an adult care home and a resident or a resident’s guardian or legal representative; addresses the privacy rights of a resident and any other person sharing a room with the resident; addresses the terms under which a tape or recording could be admitted into evidence or considered during any proceeding; establishes penalties for violations related to permissible electronic monitoring; and requires the Secretary for Aging and Disability Services (Secretary) to adopt rules and regulations necessary to administer the provisions of the bill.

Interference with Monitoring and Penalties

The bill prohibits a person from knowingly hindering, obstructing, tampering with, or destroying a device installed in a resident’s room in accordance with this bill or a video or audio recording obtained in accordance with this bill, without the consent of the resident or individual who authorized the monitoring. A person violating these provisions is guilty of a class B nonperson misdemeanor. Such violations done with the intent to commit or conceal the commitment of a misdemeanor offense is a class A nonperson misdemeanor; if done with the intent to commit or conceal the commitment of a felony offense, it is a severity level 8 nonperson felony.

House Bill 2439

Involuntary Manslaughter-DUI; Aggravated DUI

HB 2439 amends the definition of the crime of involuntary manslaughter in K.S.A. 21-5405 to include the killing of a human being committed in the commission of, or attempt to commit, or flight from driving under the influence of alcohol, drugs, or both (DUI) while:

- In violation of any restriction imposed on such person's driving privileges for DUI;
- The person's driving privileges are suspended or revoked for DUI; or
- The person has been deemed a "habitual violator," as defined in KSA 2017 Supp. 8-285, including at least one DUI violation.

Violation of this provision is a severity level 3 person felony. This new offense is added to the list of offenses for which juvenile records or files may not be expunged. It also is added to the list of offenses that the Department of Corrections is required to report when committed by a sex offender in the custody of the Secretary of Corrections.

In addition, the bill amends the definition of aggravated battery in K.S.A. 21-5413 to include causing great bodily harm or disfigurement of another person while DUI under the same circumstances as those described above. Violation of the aggravated battery provision is a severity level 4 person felony.

The new offenses are added to the list of underlying offenses requiring an increased penalty for a third or subsequent conviction for driving while driving privileges are canceled, suspended, or revoked for such underlying offenses. The bill amends the DUI and commercial DUI statutes to include the new offenses in the list of offenses for which any convictions in a person's lifetime must be considered in determining the number of a subsequent DUI conviction. The DUI administrative penalties definitions statute is amended to include the new offenses, as well as the continuing offense of involuntary manslaughter while DUI, in the definition of "alcohol or drug-related conviction."

The statute governing the use of previous DUI-related convictions in calculating criminal history for involuntary manslaughter while DUI or aggravated battery while DUI is amended to apply the same rules to the new offenses.

House Bill 2458

Counterfeit Currency; Assault and Battery of a Law Enforcement Officer; Mistreatment of a Dependent Adult or Elder Person; THC Possession; Escape from Custody; Expanded SB 123 Program Eligibility; HB 2458

HB 2458 amends law related to counterfeit currency, assault and battery of a law enforcement officer, mistreatment of a dependent adult, mistreatment of an elder person, possession of tetrahydrocannabinol (THC), escape from custody, and expanded eligibility for the 2003 SB 123 substance abuse treatment program.

New Crimes

This bill creates the crime of counterfeiting currency, which is defined as doing any of the following with the intent to defraud:

- Making, forging, or altering any note, obligation, or security of the United States, as a severity level 7 nonperson felony if the total face value is \$25,000 or more and a severity level 8 nonperson felony if the total face value is less than \$25,000;
- Distributing, or possessing with the intent to distribute, any obligation or security of the United States knowing the obligation or security has been so made, forged, or altered, with the same penalties as above; or
- 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, as a severity level 9 nonperson felony.

Assault and Battery of a Law Enforcement Officer

The bill amends the definition of a law enforcement officer in K.S.A. 21-5412 and K.S.A. 21-5413 for purposes of the crimes of assault and battery of a law enforcement officer by including uniformed or properly identified federal law enforcement officers while such officers are engaged in the performance of their duty. “Federal law enforcement officer” is defined as a law enforcement officer employed by the U.S. federal government who, as part of such officer’s duties, is permitted to make arrests and to be armed.

Mistreatment of a Dependent Adult and an Elder Person

The bill amends K.S.A. 21-5417 related to the crimes of mistreatment of a dependent adult and mistreatment of an elder person.

The bill merges the two crimes into a single crime of mistreatment of a dependent adult or an elder person. Under previous law, the two crimes included the same list of acts against their victims, with the exception of the act of committing mistreatment of a dependent adult by infliction of physical injury, unreasonable confinement, or unreasonable punishment of the adult. Thus, under the bill, this act also becomes a crime when committed against an elder person.

The bill also adds an additional act applicable to all victims: taking the personal property or financial resources of a victim for the benefit of the defendant or another person by taking control, title, use, or management of the personal property or financial resources of a victim through a violation of the Act for Obtaining a Guardian or Conservator.

The bill amends the penalty provisions of the crime where the penalty level depends on the monetary value of the personal property or financial resources to increase the ceiling for a misdemeanor from less than \$1,000 to less than \$1,500. The corresponding floor for the lowest felony penalty (severity level 7) and ceiling for an exception for multiple previous offenses is changed to \$1,500.

The definition of “elder person” for purposes of the crime is changed from 70 years of age or older to 60 years of age or older.

In K.S.A. 21-5402 (first degree murder statute), the bill adds the crime to the list of inherently dangerous felonies for purposes of the felony murder rule.

Possession of THC

The bill amends penalties for possession of THC so that a first offense is a class B nonperson misdemeanor, a second offense is a class A nonperson misdemeanor and a third or subsequent offense is a drug severity level 5 felony. Such penalty classifications are now consistent with possession of marijuana.

Escape from Custody

The bill amends the definition of “escape” in K.S.A. 21-5911 to include failure to return to custody following temporary leave lawfully granted by a custodial official authorized to grant such leave.

Expanded Eligibility for SB 123 Program

The bill expands eligibility for the nonprison sanction of placement in a certified drug abuse treatment program for certain offenders convicted of unlawful possession of a controlled substance (a program established by 2003 SB 123 in K.S.A. 21-6824). Eligibility is expanded from offenders convicted of drug severity level 5 possession of controlled substances offenses who have not been convicted of certain other crimes, to include offenders convicted of a severity level 4 possession offense with a criminal history of E-I, who have not been convicted of certain other crimes and the court finds public safety would not be jeopardized by such placement in the program.

House Bill 2488

Automated Sales Suppression Devices

New Crime

The bill creates the crime of knowingly selling, purchasing, installing, transferring, manufacturing, creating, designing, updating, repairing, using, or possessing automated sales suppression devices or phantom-ware. The bill defines an “automated sales suppression device” to include a computer software program carried on a memory stick or removable compact disc that is accessed through an Internet link or any other means that falsifies electronic records of electronic cash registers and other point-of-sale systems. “Phantom-ware” is generally defined as a hidden programming option embedded in the operating system or hardwired into an electronic cash register that is used to create a virtual second till or eliminate or manipulate selected transaction records.

An unlawful act under the bill is considered a severity level 7 nonperson felony. The bill also clarifies that persons convicted under the law are liable for all taxes, interest, and penalties due as a result of such unlawful acts.

House Bill 2523

Sheriff Qualifications; Kansas Law Enforcement Training Act- Definition of “Misdemeanor Crime of Domestic Violence”; Unlawful Sexual Relations- Law Enforcement Officer; HB 2523

HB 2523 amends various statutes related to law enforcement officers.

Misdemeanor Crime of Domestic Violence

The bill amends the definition of “misdemeanor crime of domestic violence” in the Kansas Law Enforcement Training Act (K.S.A. 74-5602) to replace a list of persons with various relationships to the victim (*e.g.*, current or former spouse) who may commit the crime with the phrase “against a person with whom the offender is involved or has been involved in a ‘dating relationship’ or is a ‘family or household member’ as defined in [the domestic battery criminal statute] at the time of the offense.”

Unlawful Sexual Relations—Law Enforcement Officer

The bill amends the crime of unlawful sexual relations in K.S.A. 21-5512, which prohibits persons in certain positions of authority from engaging in consensual sexual intercourse, lewd fondling or touching, or sodomy with certain persons under their authority, to include law enforcement officers, when the

person with whom the offender is engaging in such conduct is 16 years of age or older and is interacting with the officer during the course of a traffic stop, a custodial interrogation, or an interview in connection with an investigation, or while the officer has such person detained. Such conduct constitutes a severity level 5 person felony.

House Bill 2567

Comparable Offenses

HB 2567 amends K.S.A. 21-6811 governing determination of criminal history to replace references to “another state” with “the convicting jurisdiction,” clarify the comparable offense to be used for comparison for misdemeanor crimes in another jurisdiction is the offense under the Kansas Criminal Code in effect on the date the current crime of conviction was committed, and standardize terminology. The bill also adds a provision that if a crime is not classified as either a felony or misdemeanor in the convicting jurisdiction, the comparable offense under the Kansas Criminal Code in effect on the date the current crime of conviction was committed shall be used to classify the out-of-state crime as either a felony or misdemeanor. If Kansas does not have such comparable offense, the out-of-state crime shall not be used in classifying the offender’s criminal history.

House Bill 2583

Noxious Weed Act

HB 2583 creates the Noxious Weed Act (Act) and repeals former noxious weeds law in K.S.A. 2-1316a and K.S.A. 2-1334.

The bill establishes a class C nonperson misdemeanor with a punishment of a \$100 fine for each day up to a maximum fine of \$1,500 for non-compliance by any person, association, corporation, county, city, or other official who knowingly violates or fails to comply with any provisions of the Act, or the rules and regulations adopted pursuant to the Act.

House Bill 2639

Child Care Criminal Background and Fingerprinting Fund; Additional Prohibited Crimes; HB 2639

HB 2639 requires local and state law enforcement officers and agencies to assist the Secretary of Health and Environment (Secretary), pursuant to K.S.A. 65-516, in taking and processing fingerprints of persons residing, working, or regularly volunteering in a child care facility and to release all records of adult convictions and nonconvictions and adult convictions or adjudications of another state or country to the Kansas Department of Health and Environment (KDHE). The Secretary of Health and Environment is required to adopt rules and regulations by January 1, 2019.

The bill also updates the list of sex-related crimes in K.S.A. 65-516 that prohibit a person from residing, working, or regularly volunteering in a child care facility to include the crimes of commercial sexual exploitation of a child and the unlawful use of electronic means to commit human trafficking, commercial sexual exploitation of a child, and similar offenses.

CHAPTER I: THE BASICS OF THE SENTENCING GUIDELINES

Sentencing provisions in effect at the time of the commission of the crime control the sentence for the offense of conviction. Substantive amendments that impact the sentence of an offender are not applied retroactively unless the statutory language clearly indicates the intent to apply the changes retroactively.

SENTENCING CONSIDERATIONS

The sentencing court should consider all available alternatives in determining the appropriate sentence for each offender. The sentencing guidelines seek to establish equity among like offenders in typical case scenarios. Rehabilitative measures are still an integral part of the corrections process, and criminal justice professionals will continue their efforts in reestablishing offenders within communities. The guidelines do not prohibit sentencing courts from departing from the prescribed sentence in atypical cases, but departures are only legislatively authorized when the sentencing court properly follows statutory departure procedures. K.S.A. 2018 Supp. 21-6802.

SENTENCING GUIDELINES AND GRIDS

The Kansas Sentencing Guidelines Act (KSGA) became effective July 1, 1993. K.S.A. 21-4701 *et seq.* The revised KSGA may be found at K.S.A. 2018 Supp. 21-6801 *et seq.* The KSGA provides for determinate sentencing based on sentencing charts or “grids.” Each sentencing grid is a two-dimensional crime severity and criminal history classification tool. The grid's vertical axis is the crime severity scale which classifies current crimes of conviction. The grid's horizontal axis is the criminal history scale which classifies criminal histories. The provisions for the nondrug crime grid are found in K.S.A. 2018 Supp. 21-6804. The provisions for the drug crime grid are found in K.S.A. 2018 Supp. 21-6805. The presumptive sentence is determined by two factors: the severity level of the current crime of conviction and the offender's criminal history. The grid block at the intersection of the severity level of the crime of conviction and the offender's criminal history score provides the presumed sentencing range, and includes prescribed aggravated, standard and mitigated sentences in months. Each grid also contains a dispositional line: grid blocks above the line presume a sentence of imprisonment; grid blocks below the line presume a sentence of probation. Each grid also includes border blocks or boxes, which are above the dispositional line and therefore presume imprisonment, but which provide that the court may impose an optional nonprison sentence, i.e., probation. See K.S.A. 2018 Supp. 21-6804 and K.S.A. 2018 Supp. 21-6805. The grids can be found in Appendix E, and are the final two pages of this Manual.

DRUG GRID AND NONDRUG GRID

There are two grids used for sentencing of felony convictions. The nondrug grid is used for sentencing of all felony crimes other than drug grid crimes.

The drug grid is used for sentencing of all drug crimes under article 57 of chapter 21 of the Kansas Statutes Annotated, except for K.S.A. 2018 Supp. 21-5705(d)(6)(B), 21-5707, 21-5708, 21-5713, 21-5714 and subsections of 21-5710(3)(A) and (4)(B), which are sentenced pursuant to the nondrug grid. Prior versions of the act were found in K.S.A. 65-4101 *et seq.*, then briefly in K.S.A. 21-36a01 *et seq.*, before being transferred to their current location in K.S.A. 2018 Supp. 21-5701 *et seq.*

The criminal history categories make up the horizontal axis and the crime severity levels make up the vertical axis. Each grid contains nine criminal history categories. The drug grid contains five severity levels while the nondrug grid contains ten severity levels. A thick, black dispositional line cuts across both grids. Above the dispositional line the grid blocks are designated as presumptive prison sentences. Below the dispositional line are shaded grid blocks, which are designated as presumptive probation sentences.

The grids also contain blocks that may have lines passing through them, or, in this manual, darker shading, which are referred to as “border boxes.” The nondrug grid contains three border boxes, in levels 5-H, 5-I and 6-G. The drug grid contains seven border boxes in levels 4-E, 4-F, 4-G, 4-H, 4-I, 5-C and 5-D. See K.S.A. 2018 Supp. 21-6804 and 21-6805. The court has the power to grant border box probation without departing from the grid (which otherwise would require a finding of substantial and compelling reasons) if the court makes the following findings on the record: (1) An appropriate treatment program exists which is likely to be more effective than the presumptive prison term in reducing the risk of offender recidivism; and (2) the recommended treatment program is available and the offender can be admitted to such program within a reasonable period of time; or (3) the nonprison sanction will serve community safety interests by promoting offender reformation. K.S.A. 2018 Supp. 21-6804(q).

GRID BLOCKS

Within each grid block are three numbers, representing months of imprisonment. The three numbers provide the sentencing court with a range for sentencing. The sentencing court has discretion to sentence at any place within the range. The middle number in the grid block is the standard number and is intended to be the appropriate sentence for typical cases. The upper and lower numbers should be used for cases involving aggravating or mitigating factors insufficient to warrant a departure. See K.S.A. 2018 Supp. 21-6804 and 21-6805.

GENERAL RULES FOR DETERMINING SEVERITY LEVELS

The severity levels range from severity level 1 to severity level 10 on the nondrug grid. Level 1 is used to categorize the most severe crimes and level 10 is used to categorize the least severe crimes. Crimes listed within each level are considered relatively equal in severity. K.S.A. 2018 Supp. 21-6807(a).

The crime severity scale contained in the sentencing guidelines grid for drug crimes consisted of four levels of crimes between July 1, 1993 and July 1, 2012. On and after July 1, 2012, there are five levels of drug crimes. Crimes listed within each level are also considered relatively equal in severity. Level 1 is used to categorize the most severe crimes and level 5 is used to categorize the least severe crimes. K.S.A. 2018 Supp. 21-6808(a).

The following provisions shall be applicable with regard to ranking offenses according to the crime severity scale:

- The sentencing court will designate the appropriate severity level if it is not provided by statute. When considering an unranked offense in relation to the crime severity scale, the sentencing court should refer to comparable offenses on the crime severity scale. K.S.A. 2018 Supp. 21-6807(c)(1);
- Except for off-grid felony crimes, which are classified as person felonies, any felony crimes omitted from the crime severity scale shall be considered nonperson felonies. K.S.A. 2018 Supp. 21-6807(c)(2); and

- All unclassified felonies shall be scored as level 10 nonperson crimes. K.S.A. 2018 Supp. 21-6807(c)(3).

All felony crimes, with the exception of off-grid crimes and nongrid crimes, should be categorized in one or more of the crime severity levels. The severity level designation of each felony crime is included in the statutory definition of the crime. Some crimes include a broad range of conduct. In such circumstances, there may be a different severity level designated for violations of different subsections of the statute. All felonies and misdemeanors are listed in Appendix D of this Manual numerically by statute number.

OFF-GRID CRIMES

Off-grid offenses, by definition, are not subject to the classifications of the KSGA. Off-grid crimes include the most serious of criminal offenses:

- Capital murder (K.S.A. 2018 Supp. 21-5401),
- Murder in the first degree (K.S.A. 2018 Supp. 21-5402),
- Treason (K.S.A. 2018 Supp. 21-5901),
- Terrorism (K.S.A. 2018 Supp. 21-5421),
- Illegal use of Weapons of Mass Destruction (K.S.A. 2018 Supp. 21-5422) and
- Jessica's Law sex offenses involving victims less than 14 years of age and offenders 18 years of age or older. (K.S.A. 2018 Supp. 21-6627)

For such crimes, the term of imprisonment shall be imprisonment for life. K.S.A. 2018 Supp. 21-6806. However, such a life sentence does not necessarily mean that the offender will remain imprisoned for the remainder of the offender's life. Offenders who commit off-grid crimes and are released from prison are placed on supervised parole.

Off-grid crimes are classified as person felonies. K.S.A. 2018 Supp. 21-6807(c)(2).

CAPITAL MURDER

Offenders who commit capital murder may be sentenced to death pursuant to K.S.A. 2018 Supp. 21-6617. Offenders who are not sentenced to death are sentenced to imprisonment for life without the possibility of parole.

MANDATORY MINIMUMS

Generally, an offender sentenced for an off-grid crime will become eligible for parole after serving a mandatory minimum term of years in confinement. The exceptions are for aggravated habitual sex offenders and capital murder, which carry life sentences without the possibility of parole. Good time credit shall not apply to any mandatory minimum sentences for off-grid felonies.

Attempted Capital Murder

Offenders who are convicted of attempt to commit capital murder shall be sentenced to imprisonment for life, and shall not be eligible for parole prior to serving either 25 years' imprisonment, or the offender's sentence on the sentencing grid, whichever is greater. K.S.A. 2018 Supp. 21-6620(a)(2).

Premeditated First Degree Murder

For premeditated murder (K.S.A. 2018 Supp. 21-5402(a)(1)) committed on and after July 1, 2014, an offender convicted of premeditated first degree murder shall be eligible for parole after serving 50 years' imprisonment unless the sentencing judge finds substantial and compelling reasons to impose a lesser sentence after a review of mitigating circumstances. In that case, the offender shall serve 25 years pursuant before becoming eligible for parole. See K.S.A. 2018 Supp. 21-6620(c) and 21-6623. The aforementioned mandatory minimum sentences shall not apply if the offender's sentencing grid sentence is greater. Under such circumstances, the mandatory minimum shall equal the grid sentence. See K.S.A. 2018 Supp. 21-6620.

For crimes committed on and after September 6, 2013, the provisions of K.S.A. 2018 Supp. 21-6620(d) shall apply.

For crimes committed prior to September 6, 2013, the provisions of K.S.A. 2018 Supp. 21-6620(e) shall apply.

Felony Murder

Offenders who are convicted of felony murder in the first degree (K.S.A. 2018 Supp. 21-5402(a)(2)) shall be sentenced to imprisonment for life, and shall not be eligible for parole prior to serving either 25 years' imprisonment, or the offender's sentence on the sentencing grid, whichever is greater. K.S.A. 2018 Supp. 21-6620(b)(2).

Other Off-Grid Offenses

Off-grid offenses other than those otherwise specified in statute carry terms of life imprisonment with eligibility for parole only after serving 15 years for crimes committed after July 1, 1993 but prior to July 1, 1999, and 20 years for crimes committed on or after July 1, 1999. K.S.A. 2018 Supp. 22-3717(b)(3).

Jessica's Law Sex Offenses

In 2006, Kansas' version of Jessica's Law was enacted and designated certain sex offenses involving victims less than 14 years of age and offenders 18 years of age or older as off-grid felonies. If an offender is convicted of one of these off-grid sex offenses, the sentence shall be imprisonment for life pursuant to with a mandatory minimum term of imprisonment of 25 years before parole eligibility on the first such sex offense, or a mandatory minimum term of 40 years on a second such offense. K.S.A. 2018 Supp. 21-6627.

Where a mandatory sentence of 25 or 40 years could be imposed, such sentence will not be imposed if the offender's criminal history would result in a guidelines sentence in excess of 300 or 480 months, respectively. In that case, the mandatory minimum will be the sentence as provided by the guidelines grid. K.S.A. 2018 Supp. 21-6627(b)(2)(B).

When the court finds substantial and compelling reasons to impose a downward departure, the court may impose the guidelines sentence in lieu of the mandatory minimum sentence. K.S.A. 2018 Supp. 21-6627(d)(1).

Once a " 'sentence becomes a guidelines sentence, the district court is free to depart from the sentencing grid if it states on the record findings of fact and reasons justifying a departure that are supported by evidence in the record and are substantial and compelling.' " *State v. Spencer*, 291 Kan. at 803, 248 P.3d at 263 (2011) See also *State v. Gracey*, 288 Kan. at 259, 200 P.3d 1275 (2009).

Upon release from imprisonment, offenders convicted of a crime under Jessica's Law will be subject to electronic monitoring for the remainder of the person's life and shall reimburse the state for all or part of the cost of such monitoring. K.S.A. 2018 Supp. 22-3717(u) and (v).

Juvenile Offenders

The death penalty and the sentence of life imprisonment without parole do not apply to juveniles who were under the age of 18 at the time they committed capital murder. K.S.A. 2018 Supp. 21-6618. Juveniles who are prosecuted as adults may be subject to a mandatory minimum term of imprisonment. K.S.A. 2018 Supp. 21-6621.

In *State v. Dull*, 302 Kan. 32, 351 P.3d 641 (2015) *cert. denied* 136 S.Ct. 1364 (2017), the Kansas Supreme Court found that mandatory lifetime postrelease supervision is always cruel and unusual punishment for juveniles, in part because juveniles' diminished culpability, immaturity, recklessness, poor decision-making skills, and lower risks of recidivism all diminish the punishment goals of lifetime supervision. As a result, the legislature has mandated a 60 month period of postrelease for an offender sentenced to prison for a sexually violent crime if the offender was under the age of 18 when the crime was committed. K.S.A. 2018 Supp. 22-3717(d)(1)(G)(ii).

Offenders with Intellectual Disability

Offenders who are convicted of capital murder or premeditated first degree murder who are determined to have an intellectual disability may not be sentenced to a death, life without parole or a mandatory minimum sentence. K.S.A. 2018 Supp. 21-6622(f).

NONGRID CRIMES

Certain felony offenses are classified as nongrid offenses, (not to be confused with off-grid offenses) which are not assigned a severity level and are not subject to punishment pursuant to the sentencing grid. These offenses each contain specific penalties and other provisions within their respective statutes. Each of these crimes has a corresponding special sentencing rule that must be checked on the Special Rules Supplemental Page of the Journal Entry and Presentence Investigation Report when applicable.

These crimes are:

- felony driving under the influence, K.S.A. 8-1567, (Special Rule #6)
- felony domestic battery, K.S.A. 2018 Supp. 21-5414, (Special Rule #8)
- animal cruelty, K.S.A. 2018 Supp. 21-6412 and harming or killing certain dogs, K.S.A. 2018 Supp. 21-6416. (Special Rule #21)

Criminal history, except as provided in each specific statute for determining whether the crime is the second, third, fourth or subsequent such offense, is not relevant to the punishment for nongrid offenses.

DUI

Certain convictions, including diversions, shall be counted in determining whether the DUI conviction is the second, third, fourth or greater. These convictions include:

- DUI occurring on or after July 1, 2001,
- driving a commercial motor vehicle under the influence, K.S.A. 8-2,144,
- operating a vessel under the influence of alcohol or drugs, K.S.A. 32-1131,
- involuntary manslaughter while driving under the influence of alcohol or drugs, K.S.A. 21-3442, prior to its repeal, or K.S.A. 2018 Supp. 21-5405(a)(3) or (a)(5),

- aggravated vehicular homicide, K.S.A. 21-3405a, prior to its repeal, or vehicular battery, K.S.A. 21-3405b, prior to its repeal, if the crime was committed while committing a violation of K.S.A. 8-1567,
- aggravated battery by driving under the influence of alcohol or drugs, K.S.A. 2018 Supp. 21-5413(b)(3) or (b)(4), and
- violation of an ordinance of any city, military justice code or resolution of any county which prohibits DUI. K.S.A. 8-1567(i).

See K.S.A. 2018 Supp. 8-1567(i)(2).

OUT OF STATE CONVICTIONS

Out of state convictions can be counted in determining whether the DUI conviction is the second, third, fourth or greater. This applies to DUI and Commercial DUI. House Substitute for Senate Bill 374 was passed in 2018, which states the Legislature's intent with regard to comparability of an out-of-jurisdiction offense to a Kansas offense shall be liberally construed to allow comparable offenses, regardless of whether the elements are identical to or narrower than the corresponding Kansas offense, for the purposes of determining a person's criminal history.

For the purposes of determining whether an offense is comparable, the following shall be considered:

1. The name of the out-of-jurisdiction offense;
2. The elements of the out-of-jurisdiction offense; and
3. Whether the out-of-jurisdiction offense prohibits similar conduct to the conduct prohibited by the closest approximate Kansas offense. K.S.A. 2018 Supp. 8-1567(j) and K.S.A. 2018 Supp. 8-2,144(o).

DOMESTIC BATTERY

For the purpose of determining whether the domestic battery conviction is a first, second, third or subsequent conviction, only convictions and diversions within the previous 5 years shall be taken into account. K.S.A. 2018 Supp. 21-5414(c)(2).

ANTICIPATORY CRIMES

ATTEMPT

Off-grid Crimes

An attempt to commit an off-grid felony shall be ranked at nondrug severity level 1, with the following exceptions from K.S.A. 2018 Supp. 21-5301:

- 1) Terrorism, K.S.A. 2018 Supp. 21-5421;
- 2) Illegal use of weapons of mass destruction, K.S.A. 2018 Supp. 21-5422;
- 3) Capital murder, K.S.A. 2018 Supp. 21-5401;
- 4) An attempt to commit the following offenses, if the offender is 18 years of age or older:
 - A) Rape, K.S.A. 2018 Supp. 21-5503(a)(3);
 - B) Aggravated indecent liberties with a child, K.S.A. 2018 Supp. 21-5506(b)(3); and
 - C) Aggravated criminal sodomy, K.S.A. 2018 Supp. 21-5504(b)(1) or (b)(2);
- 5) An attempt to commit the following offenses, when the offender is 18 years of age or older and the victim is less than 14 years of age, shall remain off-grid felonies (i.e. the reduction of severity level shall not apply):

- A) Aggravated human trafficking, K.S.A. 2018 Supp. 21-5426(b);
- B) Commercial sexual exploitation of a child, K.S.A. 2018 Supp. 21-6422;
- C) Sexual exploitation of a child, K.S.A. 2018 Supp. 21-5510(a)(1) or (a)(4); and
- D) Aggravated Internet Trading in Child Pornography, K.S.A. 2018 Supp. 21-5514(b).

Nondrug Crimes

An attempt to commit any other nondrug felony shall be ranked on the nondrug scale at two severity levels below the appropriate level for the underlying or completed crime. The lowest severity level for an attempt to commit a nondrug felony shall be a severity level 10. K.S.A. 2018 Supp. 21-5301(c)(1).

Drug Crimes

An attempt to commit a felony that prescribes a sentence on the drug grid shall reduce the prison term by six months, except that this does not apply in cases involving an attempt to manufacture a controlled substance under K.S.A. 2018 Supp. 21-5703. K.S.A. 2018 Supp. 21-5301(d).

Misdemeanors

An attempt to commit a class A person misdemeanor is a class B person misdemeanor. K.S.A. 2018 Supp. 21-5301(e). An attempt to commit a class A nonperson misdemeanor is a class B nonperson misdemeanor. K.S.A. 2018 Supp. 21-5301(e). An attempt to commit a class B or C misdemeanor is a class C misdemeanor. K.S.A. 2018 Supp. 21-5301(f).

Crimes where Attempt is an Element

There are certain crimes where an attempt constitutes the completed crime. In such crimes, the statutory definition will include an attempt as a means, or alternate means, of completing the crime. For example, DUI, K.S.A. 8-1567, states, “No person shall operate or attempt to operate any vehicle...” In such cases, the completed crime may be charged based on the conduct described, which will not be subject to the reduction in severity level. Other such instances include K.S.A. 2018 Supp. 21-5428 - blackmail, 21-5508 - indecent solicitation of a child, and 21-5909 - witness intimidation.

CONSPIRACY

Off-grid Crimes

Conspiracy to commit an off-grid felony shall be ranked at nondrug severity level 2, with the following exceptions from K.S.A. 2018 Supp. 21-5302:

- 1) Terrorism, K.S.A. 2018 Supp. 21-5421;
- 2) Illegal use of weapons of mass destruction, K.S.A. 2018 Supp. 21-5422;
- 3) Violations of the Kansas racketeer influenced and corrupt organization act, K.S.A. 2018 Supp. 21-6329;
- 4) An attempt to commit the following offenses, if the offender is 18 years of age or older:
 - A) Rape, K.S.A. 2018 Supp. 21-5503(a)(3);
 - B) Aggravated indecent liberties with a child, K.S.A. 2018 Supp. 21-5506(b)(3); and
 - C) Aggravated criminal sodomy, K.S.A. 2018 Supp. 21-5504(b)(1) or (b)(2);
- 5) An attempt to commit the following offenses, when the offender is 18 years of age or older and the victim is less than 14 years of age, shall remain off-grid felonies (i.e. the reduction of severity level shall not apply):
 - A) Aggravated human trafficking, K.S.A. 2018 Supp. 21-5426(b);
 - B) Commercial sexual exploitation of a child, K.S.A. 2018 Supp. 21-6422;
 - C) Sexual exploitation of a child, K.S.A. 2018 Supp. 21-5510(a)(1) or (a)(4); and
 - D) Aggravated Internet Trading in Child Pornography, K.S.A. 2018 Supp. 21-5514(b).

Nondrug Crimes

Conspiracy to commit any other nondrug felony shall be ranked on the nondrug scale at two severity levels below the appropriate level for the underlying or completed crime. The lowest severity level for conspiracy to commit a nondrug felony shall be a severity level 10. K.S.A. 2018 Supp. 21-5302(d)(1).

Drug Crimes

Conspiracy to commit a felony that prescribes a sentence on the drug grid shall reduce the prison term prescribed in the drug grid block for an underlying or completed crime by six months. K.S.A. 2018 Supp. 21-5302(e).

Misdemeanors

Conspiracy to commit a misdemeanor is a class C misdemeanor. K.S.A. 2018 Supp. 21-5302(f).

SOLICITATION**Off-grid Crimes**

Criminal solicitation to commit an off-grid felony shall be ranked at nondrug severity level 3, with the following exceptions from K.S.A. 2018 Supp. 21-5303:

- 1) Terrorism, K.S.A. 2018 Supp. 21-5421;
- 2) Illegal use of weapons of mass destruction, K.S.A. 2018 Supp. 21-5422;
- 3) An attempt to commit the following offenses, if the offender is 18 years of age or older:
 - A) Rape, K.S.A. 2018 Supp. 21-5503(a)(3);
 - B) Aggravated indecent liberties with a child, K.S.A. 2018 Supp. 21-5506(b)(3); and
 - C) Aggravated criminal sodomy, K.S.A. 2018 Supp. 21-5504(b)(1) or (b)(2);
- 4) An attempt to commit the following offenses, when the offender is 18 years of age or older and the victim is less than 14 years of age, shall remain off-grid felonies (i.e. the reduction of severity level shall not apply):
 - A) Aggravated human trafficking, K.S.A. 2018 Supp. 21-5426(b);
 - B) Commercial sexual exploitation of a child, K.S.A. 2018 Supp. 21-6422;
 - C) Sexual exploitation of a child, K.S.A. 2018 Supp. 21-5510(a)(1) or (a)(4); and
 - D) Aggravated Internet Trading in Child Pornography, K.S.A. 2018 Supp. 21-5514(b).

Nondrug Crimes

Criminal solicitation to commit any other nondrug felony shall be ranked on the nondrug scale at three severity levels below the appropriate level for the underlying or completed crime. The lowest severity level for solicitation to commit a nondrug felony shall be a severity level 10. K.S.A. 2018 Supp. 21-5303(d)(1).

Drug Crimes

Criminal solicitation to commit a felony that prescribes a sentence on the drug grid shall reduce the prison term prescribed in the drug grid block for an underlying or completed crime by six months. K.S.A. 2018 Supp. 21-5303(e).

MISDEMEANORS

Punishment and disposition of misdemeanors is not provided on the drug or nondrug sentencing grids. Misdemeanors are established by class as follows:

- Class A misdemeanors, punishable by a county jail sentence of not more than 1 year;
- Class B misdemeanors, punishable by a county jail sentence of not more than 6 months;
- Class C misdemeanors, punishable by a county jail sentence of not more than 1 month; and

- Unclassified misdemeanors, which are punishable as specified by law, but if no such penalty is provided they are treated as Class C misdemeanors. See K.S.A. 2018 Supp. 21-6602.

A person convicted of a misdemeanor may be punished by a fine pursuant to K.S.A. 2018 Supp. 21-6611. Additional sentencing dispositions for misdemeanors are provided in K.S.A. 2018 Supp. 21-6604. The period of probation for a misdemeanor shall not exceed two years, subject to renewal and extension for additional fixed periods of two years. The court may terminate probation at any time. K.S.A. 2018 Supp. 21-6608(a). The district court may parole any misdemeanant sentenced to confinement in a county jail. Such period of parole shall not exceed two years and may be terminated by the court at any time. K.S.A. 2018 Supp. 21-6608(b).

DRUG DISTRIBUTION AND CULTIVATION CRIMES

DRUG DISTRIBUTION

Most drug distribution and cultivation crimes are punished on the drug grid according to the type and quantity of substance distributed, possessed with the intent to distribute, or cultivated. The one exception is distribution of drugs listed in K.S.A. 65-4113 (Schedule V), which is not punished according to quantity. It is either a Class A person misdemeanor, or if distributed to a minor, a nondrug severity level 7 person felony.

Distributing or possessing with intent to distribute a controlled substance within 1000 feet of school property shall increase the severity level by one level. For example, distributing 3.5 grams of heroin within 1000 feet of a school would be a level 1 drug felony.

The following tables show the amount of each drug and quantity, along with the corresponding severity level of punishment. Certain substances may be measured according to “dosage units”, which include discrete units such as pills, capsules and microdots. K.S.A. 2018 Supp. 21-5705.

Heroin/Meth	
Amount	SL
Less than 1 gram	4
1 gram but less than 3.5 grams	3
3.5 grams but less than 100 grams	2
100 grams or more	1

Marijuana	
Amount	SL
Less than 25 grams	4
25 grams but less than 450 grams	3
450 grams but less than 30 kilograms	2
30 kilograms or more	1

Dosage Unit	
Amount	SL
Less than 10 units	4
10 units but less than 100 units	3
100 units but less than 1,000 units	2
1,000 units or more	1

All Others	
Amount	SL
Less than 3.5 grams	4
3.5 grams but less than 100 grams	3
100 grams but less than 1 kilogram	2
1 kilogram or more	1

There is a rebuttable presumption of intent to distribute when the offender possesses the following amounts, or greater, of the following controlled substances. The burden to overcome this rebuttable presumption is upon the defendant. The quantities at which the rebuttable presumption applies are as follows:

Type of Drug	Amount
Marijuana	450 grams
Heroin	3.5 grams
Methamphetamine	3.5 grams
Any other drug	100 grams
Dosage Units	100

See K.S.A. 2018 Supp. 21-5705(e).

DRUG CULTIVATION

It shall be unlawful for any person to cultivate any controlled substance or controlled substance analog listed in K.S.A. 2018 Supp. 21-5705(a). The severity level for drug cultivation crimes are as follows:

Number of Plants	Severity Level
More than 4 but less than 50	3
50 or more but less than 100	2
100 or more	1

See K.S.A. 2018 Supp. 21-5705(d)(7).

CHAPTER II: PROCEDURE PRIOR TO SENTENCING

DETERMINATION OF THE DATE OF OFFENSE: APPLICATION TO THE SENTENCING GUIDELINES

The Kansas Sentencing Guidelines Act (KSGA) applies to all felony crimes committed on or after July 1, 1993. All felony crimes committed prior to that date should be prosecuted under the laws existing prior to that date. A crime is committed prior to July 1, 1993, if any essential elements of the crime as then defined occurred before July 1, 1993. If it cannot be determined that the crime was committed prior to or after July 1, 1993, the offender should be prosecuted under laws existing prior to the KSGA. See K.S.A. 2018 Supp. 21-6802.

The date of offense controls selection of the Presentence Investigation (PSI) and Journal Entry (JE) forms. Each year the Kansas Sentencing Commission modifies these forms to comport with the laws and special sentencing rules in effect beginning July 1 of that year. Therefore, when completing a PSI or journal entry form make sure that the year of the form corresponds with the laws in effect for the date of offense. Examples: For an offense committed on May 1, 2001, complete the 2000 Journal entry form. For an offense committed October 7, 1996, the 1996 Journal entry form should be completed.

When using the Probation Violation Journal Entry (PVJE) form, the most recent version should be used, regardless of the date of the offense.

Forms may be found at the Kansas Sentencing Commission website: www.sentencing.ks.gov/forms.

CHARGING DOCUMENTS

All charging documents filed for crimes to be sentenced under the KSGA system should allege facts sufficient to classify the crime severity level of the offense on the guidelines grid. If a particular felony crime is sub-classified into different versions of the same offense that have been assigned different severity levels, the charge should include facts sufficient to establish the required elements of the version of the offense carrying the severity level reflected in the charging document. See K.S.A. 22-3201 for the requisites of a complaint, indictment or information.

CONSOLIDATION

Consolidation for trial of separate indictments or informations. The court may order two or more complaints, informations or indictments against a single defendant to be tried together if the crimes could have been joined in a single complaint, information or indictment. K.S.A. 22-3203.

FINGERPRINTING

MUNICIPAL COURT DUTIES

The court is required to ensure that fingerprints are taken upon conviction for a city ordinance violation comparable to a class A or B misdemeanor as defined by a Kansas criminal statute, or for an assault as defined in K.S.A. 2018 Supp. 21-5412. See K.S.A. 2018 Supp. 12-4517(a).

LAW ENFORCEMENT DUTIES

Every sheriff, police department, or countywide law enforcement agency in the state is required to make two sets of fingerprint impressions and one set of palm impressions of a person who is arrested if the person:

- is wanted for the commission of a felony. On or after July 1, 1993, fingerprints and palm prints shall also be taken if the person is wanted for the commission of a class A or B misdemeanor or a violation of a county resolution which would be the equivalent of a class A or B misdemeanor as defined by a Kansas criminal statute, or for an assault as defined in K.S.A. 2018 Supp. 21-5412;
- is believed to be a fugitive from justice;
- may be in the possession at the time of arrest of any goods or property reasonably believed to have been stolen by the person;
- is in possession of firearms or other concealed weapons, burglary tools, high explosives or other appliances believed to be used solely for criminal purposes;
- is wanted for any offense which involves sexual conduct prohibited by law or for violation of the uniform controlled substances act; or
- is suspected of being or known to be a habitual criminal or violator of the intoxicating liquor law.

See K.S.A. 2018 Supp. 21-2501(a).

COUNTY/DISTRICT COURT DUTIES

The court shall ensure, upon the accused person's first appearance, or in any event, before final disposition of a felony or a class A or B misdemeanor or a violation of a county resolution which prohibits an act which is prohibited by a class A or B misdemeanor, the offender has been processed, fingerprinted and palm printed. See K.S.A. 2018 Supp. 21-2501(b).

JUVENILE COURT DUTIES

Fingerprints or photographs shall not be taken of any juvenile who is taken into custody for any purpose, with the following exceptions:

- Fingerprints or photographs of a juvenile may be taken if authorized by the court having jurisdiction;
- Fingerprints and photographs shall be taken of all juvenile offenders adjudicated due to commission of an offense which if committed by an adult would constitute the commission of a felony, a class A or B misdemeanor or assault as defined in K.S.A. 2018 Supp. 21-5412(a).
- Fingerprints or photographs of a juvenile may be taken under K.S.A. 2018 Supp. 21-2501, if the juvenile has been prosecuted as an adult pursuant to K.S.A. 2018 Supp. 38-2347; and
- Fingerprints or photographs shall be taken of any juvenile admitted to a juvenile correctional facility
- Photographs may be taken of any juvenile admitted to a juvenile detention facility.

See K.S.A. 2018 Supp. 38-2313.

DNA SAMPLE COLLECTION

Offenders who are convicted of certain crimes or adjudicated of certain juvenile offenses shall be required to submit a DNA or biological sample to the Kansas Bureau of investigation. The details of this procedure are provided in K.S.A. 21-2511.

OFFICIAL RECORDS

All Kansas law enforcement agencies shall maintain a permanent record, on forms approved by the Attorney General, of all felony and misdemeanor offenses reported or known to have been committed within their respective jurisdictions. K.S.A. 21-2501a(a). All law enforcement agencies must file a report of such offenses, on a form approved by the Attorney General, with the Kansas Bureau of Investigation (KBI) within 72 hours after such offense is reported, or known to have been committed. K.S.A. 21-2501a(b). All law enforcement agencies must report within 30 days, on forms approved by the Attorney General, any methamphetamine laboratory seizures or dump sites and any theft or attempted theft of anhydrous ammonia that occurs in such agency's jurisdiction. K.S.A. 21-2501a(c).

PLEA AGREEMENT RULES

PERMISSIBLE AND IMPERMISSIBLE PLEAS

The prosecutor and the attorney for the defendant, or the defendant when acting pro se, may engage in discussions with a view toward reaching an agreement that, upon the entering of a plea to a charged offense or to a lesser or related offense, the prosecutor may do any of the following:

- Move for dismissal of other charges or counts;
- recommend a particular sentence within the sentencing range applicable to the offense or to the offense to which the offender pled guilty;
- recommend a particular sentence outside of the sentencing range only when departure factors exist and such factors are stated on the record;
- agree to file a particular charge or count;
- agree not to file charges or counts; or
- make any other promise to the defendant, except as provided below. K.S.A. 2018 Supp. 21-6812.

However, a prosecutor shall NOT:

- enter into any agreement to decline to use a prior drug conviction of the defendant to elevate or enhance the severity level of a drug crime as provided in K.S.A. 2018 Supp. 21-5703, 21-5705 or 21-5706; or
- make any agreement to exclude any prior conviction from the criminal history of the defendant. K.S.A. 2018 Supp. 21-6812(f).

DUI PLEAS

No plea bargaining agreement shall be entered into nor shall any judge approve a plea bargaining agreement entered into for the purpose of permitting a person charged with DUI or a violation of any ordinance of a city or resolution of any county in this state which prohibits the same, to avoid the mandatory penalties established by statute or ordinance. K.S.A. 2018 Supp. 8-1567(n).

ACCEPTANCE OF PLEA AND SENTENCING

At the time of acceptance of a plea of guilty or *nolo contendere*, the sentencing court must inform the offender of the specific severity level of the crime and the range of penalties associated with that severity level. See K.S.A. 2018 Supp. 22-3210.

The sentencing court is not bound to follow an agreed sentencing recommendation. It has the discretion to impose up to the maximum sentence in the applicable grid block. See K.S.A. Supp. 2018 21-

6804(e)(1) and K.S.A. Supp. 2018 21-6805(c)(1), and, e.g., *State v. Johnson*, 286 Kan. 824, 190 P.3d 207 (2008).

Once the guilty or *nolo contendere* plea has been accepted by the court, the severity level of the crime cannot be elevated for sentencing purposes due to the subsequent discovery of prior convictions which would have raised the severity level of the crime; instead the prior convictions will be used in the determination of the criminal history category. See K.S.A. 2018 Supp. 21-6807(c)(4).

SB 123 DRUG TREATMENT

As part of a plea, the offender must still have the requisite LSI-R and SASSI score in order to be admitted into the SB 123 program. The court may direct the defendant to undergo criminal risk-need and drug abuse assessments required by K.S.A. 2018 Supp. 21-6824 at any time in order to determine SB 123 drug treatment eligibility. The defendant will still be responsible for payment of all assessment fees imposed by the court at sentencing.

DIVERSIONS

A diversion agreement cannot be entered into for a class A or B felony or for crimes committed on or after July 1, 1993, constituting an off-grid crime, a nondrug severity level 1, 2 or 3 felony, or a drug severity level 1 or 2 felony for drug crimes committed on or after July 1, 1993 but before July 1, 2012, or a drug severity level 1, 2, or 3 felony committed on or after July 1, 2012. K.S.A. 2018 Supp. 22-2908(b)(2).

For more information on the specific requirements of diversion agreements for certain offenses, please see K.S.A. 22-2909. No defendant shall be required to enter any plea to a criminal charge as a condition of diversion. K.S.A. 22-2910.

DUI

A diversion agreement cannot be entered into for a DUI violation if: the defendant has previously participated in a diversion for alleging a violation of that statute; has previously been convicted of or pleaded *nolo contendere* to a DUI; or, during the time of the DUI the defendant was involved in a motor vehicle accident or collision resulting in personal injury or death. K.S.A. 2018 Supp. 22-2908(b)(1).

A diversion agreement cannot be entered into for a DUI violation more than once in a person's lifetime. K.S.A. 2018 Supp. 8-1567(i)(6).

DOMESTIC VIOLENCE OFFENSES

A diversion agreement cannot be entered into where the complaint alleges a domestic violence offense, as defined in K.S.A. 2018 Supp. 21-5111, and the defendant has participated in two or more diversions in the previous five-year period upon complaints alleging a domestic violence offense. K.S.A. 22-2908(b)(3).

BUYING SEXUAL RELATIONS

A person may enter into a diversion agreement for a violation of buying sexual relations, or a similar ordinance, only once during the person's lifetime. K.S.A. 2018 Supp. 21-6421(c)(2).

WILDLIFE, PARKS AND TOURISM LAWS

A county or district attorney may enter into a diversion agreement in lieu of criminal proceedings on a complaint for violation of Wildlife, Parks, and Tourism laws (K.S.A. 2018 Supp. 32-1001 *et. seq.*) if the diversion carries the same penalties as the conviction for the corresponding violation. If the defendant has previously participated in one or more diversions then each subsequent diversion would carry the same penalties as the conviction for the corresponding violation. See K.S.A. 2018 Supp. 22-2908(c).

DEFERRING SENTENCE PENDING MENTAL EXAMINATION

A mental health examination may be completed on the offender as part of the presentence investigation report. The sentencing court may commit the offender to a state security hospital or suitable local mental health facility for such examination. The maximum duration of commitment that can be imposed for the examination is 120 days. K.S.A. 2018 Supp. 22-3429.

DOMESTIC VIOLENCE OFFENSE DESIGNATION

In all criminal cases filed in district or municipal court, if there is evidence that the defendant committed a domestic violence offense, the trier of fact shall determine whether the defendant committed a domestic violence offense. K.S.A. 2018 Supp. 22-4616.

If the trier of fact determines that the defendant committed a domestic violence offense, the court shall place a domestic violence designation on the criminal case and the defendant shall be subject to the provisions of K.S.A. 2018 Supp. 21-6604(p), and amendments thereto.

The court shall not place a domestic violence designation on the criminal case and the defendant shall not be subject to the provisions of K.S.A. 2018 Supp. 21-6604(p), only if the court finds on the record that:

- The defendant has not previously committed a domestic violence offense or participated in a diversion upon a complaint alleging a domestic violence offense; AND
- the domestic violence offense was not used to coerce, control, punish, intimidate or take revenge against a person with whom the offender is involved or has been involved in a dating relationship or against a family or household member. K.S.A. 2018 Supp. 22-4616.

The assessment may be used by the court to determine an appropriate sentence, and shall be provided to the supervising entity after sentencing. The defendant shall be required to pay for the assessment and all subsequent recommendations. K.S.A. 2018 Supp. 21-6604(p).

DOMESTIC BATTERY

The definition of the crimes of domestic battery, aggravated domestic battery and provisions relating thereto, are provided in K.S.A. 2018 Supp. 21-5414.

CHAPTER III: CRIMINAL HISTORY

CRIMINAL HISTORY RULES

The horizontal axis or top of the grid represents the criminal history categories. Nine categories are used to designate prior criminal history. Category A is used to categorize offenders having 3 or more prior felony convictions designated as person crimes. Category I is used to categorize offenders having either no criminal record or a single conviction or juvenile adjudication for a misdemeanor. The criminal history categories classify an offender's criminal history in a quantitative as well as a qualitative manner. The categories between A and I reflect cumulative criminal history with an emphasis on whether prior convictions were for person crimes or nonperson crimes. Generally, person crimes are weighed more heavily than nonperson crimes. Within limits, prior convictions for person crimes will result in a harsher sentence for the current crime of conviction. See K.S.A. 2018 Supp. 21-6809.

The criminal history scale is represented in an abbreviated form on the horizontal axis of the nondrug grid and the drug grid. The relative severity of each criminal history category decreases from left to right on the grids, with Criminal History Category A being the most serious classification and Criminal History Category I being the least serious classification.

Criminal History Category	Descriptive Criminal History
A	The offender's criminal history includes three or more adult convictions or juvenile adjudications, in any combination, for person felonies.
B	The offender's criminal history includes two adult convictions or juvenile adjudications, in any combination, for person felonies.
C	The offender's criminal history includes one adult conviction or juvenile adjudication for a person felony, and one or more adult convictions or juvenile adjudications for nonperson felonies.
D	The offender's criminal history includes one adult conviction or juvenile adjudication for a person felony, but no adult conviction or juvenile adjudication for a nonperson felony.
E	The offender's criminal history includes three or more adult convictions or juvenile adjudications for nonperson felonies, but no adult conviction or juvenile adjudication for a person felony.
F	The offender's criminal history includes two adult convictions or juvenile adjudications for nonperson felonies, but no adult conviction or juvenile adjudication for a person felony.
G	The offender's criminal history includes one adult conviction or juvenile adjudication for a nonperson felony, but no adult conviction or juvenile adjudication for a person felony.
H	The offender's criminal history includes two or more adult convictions or juvenile adjudications for nonperson and/or select misdemeanors, and no more than two adult convictions or juvenile adjudications for person misdemeanors, but no adult conviction or juvenile adjudication for either a person or nonperson felony.
I	The offender's criminal history includes no prior record, or one adult conviction or juvenile adjudication for a person, nonperson, or a select misdemeanor, but no adult conviction or juvenile adjudication for either a person or a nonperson felony.

PERSON AND NONPERSON CRIMES

The “person” designation generally refers to crimes that inflict, or could inflict harm to another person. Examples of person crimes are robbery, rape, aggravated arson, and battery.

The “nonperson” designation generally refers to crimes committed that inflict, or could inflict, damage to property. Nonperson crimes also include offenses such as drug crimes, failure to appear, suspended driver’s license, perjury, etc.

Unclassified Crimes

Unless otherwise provided by law, unclassified felonies and misdemeanors shall be considered and scored as nonperson crimes for the purpose of determining criminal history. K.S.A. 2018 Supp. 21-6810(d)(7).

Drug Crimes

Drug crimes are designated as nonperson crimes for criminal history scoring. K.S.A. 2018 Supp. 21-6811(h).

Anticipatory Crimes

A prior conviction for an attempt, conspiracy, or solicitation to commit a crime will be treated as a person or nonperson crime in accordance with the designation of the underlying crime. K.S.A. 2018 Supp. 21-6811(g).

SELECT MISDEMEANORS

The “select” designation refers to specific weapons violations. A conviction of criminal possession of a firearm as defined in subsection (a)(1) or (a)(5) of K.S.A. 21-4204, prior to its repeal, criminal use of weapons as defined in subsection (a)(10) or (a)(11) of K.S.A. 2018 Supp. 21-6301, and amendments thereto, or unlawful possession of a firearm as in effect on June 30, 2005, and as defined in K.S.A. 21-4218, prior to its repeal, will be scored as a select class B nonperson misdemeanor conviction or adjudication and shall not be scored as a person misdemeanor for criminal history purposes. See K.S.A. 2018 Supp. 21-6811(b).

CRIMINAL HISTORY CATEGORIES

Criminal history is based upon the following types of prior convictions and/or adjudications:

- person felonies;
- nonperson felonies;
- person misdemeanors and comparable municipal ordinance and county resolution violations;
- class A nonperson misdemeanors and comparable municipal ordinance and county resolution violations; and
- class B nonperson *select* misdemeanors and comparable municipal ordinance and county resolution violations. K.S.A. 2018 Supp. 21-6810(a).

Class B and C nonperson misdemeanor convictions/adjudications are **not** scored for criminal history purposes.

All convictions and adjudications, except as otherwise provided, should be included in the offender’s criminal history. Prior convictions should be recorded in descending order by the date of conviction,

starting with the most recent conviction. An offender's criminal history classification is determined using the following rules:

- Only verified prior convictions will be considered and scored. K.S.A. 2018 Supp. 21-6810 (d)(1).
 - A prior conviction is any conviction, other than another count in the current case which was brought in the same information or complaint or which was joined for trial with other counts in the current case pursuant to K.S.A. 22-3203, which occurred prior to imposition of sentence in the current case, regardless of whether the crime that was the subject of the prior conviction was committed before or after the commission of the current crime of conviction. K.S.A. 2018 Supp. 21-6810(a).
 - The classification of a prior conviction will be made in accordance with the law applicable at the time of the current crime of conviction. See *State v. Keel*, 302 Kan. 560, 357 P.3d 251 (2015).
- Prior convictions or adjudications, whether sentenced concurrently or consecutively, will each be counted separately. K.S.A. 2018 Supp. 21-6810(c).
- All prior adult felony convictions, including expungements, will be considered and scored. K.S.A. 2018 Supp. 21-6810(d)(2).
- Unless otherwise provided by law, unclassified felonies and misdemeanors shall be considered and scored as nonperson crimes for the purpose of determining criminal history. K.S.A. 2018 Supp. 21-6810(d)(7).
- Prior convictions of a crime defined by a statute that has since been repealed shall be scored using the classification assigned at the time of such conviction. K.S.A. 2018 Supp. 21-6810(d)(8).
- Prior convictions of a crime defined by a statute that has since been determined unconstitutional by an appellate court shall not be used for criminal history scoring purposes. K.S.A. 2018 Supp. 21-6810(d)(9).

JUVENILE ADJUDICATIONS

Except for adjudications that have decayed pursuant to K.S.A. 2018 Supp. 21-6810(d)(4) and (d)(5), prior juvenile adjudications will be treated in the same manner as adult convictions when determining criminal history classification. Out-of-state juvenile adjudications will be treated as juvenile adjudications in Kansas for criminal history purposes. K.S.A. 2018 Supp. 21-6811(f).

The parties are entitled access to the juvenile files and records of the offender in order to discover or verify criminal history. K.S.A. 2018 Supp. 22-3212(k).

DECAY

There will be no decay factor applicable to adult convictions. K.S.A. 2018 Supp. 21-6810(d)(3)(A).

In K.S.A. 2018 Supp. 21-6810(d)(4), a juvenile adjudication will decay if the current crime of conviction is committed after the offender reaches the age of 25, and the adjudication is for an offense:

- Committed before July 1, 1993, which would have been a class D or E felony, if committed by an adult;
- Committed on or after July 1, 1993, which would have been a nondrug severity level 5-10 felony, a nongrid felony, or any drug felony, if committed by an adult; or
- Would be a misdemeanor, if committed by an adult.

The following chart indicates the decay for juvenile adjudications if the current crime of conviction is committed after the offender reaches the age of 25. K.S.A. 2018 Supp. 21-6810(d)(4). The legislature did not intend to retroactively apply the decay provisions of K.S.A. 2016 Supp. 21-6810 because the legislature did not use specific language reflecting an intent to do so or provide any mechanisms to resentence offenders with criminal history scores based on juvenile adjudications. *State v. Martinez*, No. 116,175, 2017 WL 3947378, at *11-12 (Kan.App.2017) (unpublished opinion), *petition for rev. filed* October 5, 2017.

PERSON	NONDRUG	NONPERSON
No Decay	Off-grid	Not Applicable
No Decay	1	No Decay
No Decay	2	No Decay
No Decay	3	No Decay
No Decay	4	No Decay
Decay	5	Decay
Decay	6	Decay
Decay	7	Decay
Decay	8	Decay
Decay	9	Decay
Decay	10	Decay
Decay	Nongrid	Decay
	DRUG	
Not Applicable	1	Decay
Not Applicable	2	Decay
Not Applicable	3	Decay
Not Applicable	4	Decay
Not Applicable	5	Decay
ALL MISDEMEANORS DECAY		

GAP

K.S.A. 2018 Supp. 21-6810(d)(5) creates a gap provision when considering whether to score prior juvenile adjudications. It is intended to act as a complement to the decay provision but does not have an age restriction of 25 like the decay provision. Here a juvenile adjudication will not be considered and scored if:

- The current crime of conviction is committed at least five years after the date of a prior adjudication;

- The offender has no new adjudications or convictions during such five-year period; and
- The juvenile adjudication is for an offense that would be a nondrug severity level 5 through 10 felony, drug felony, nongrid felony, or misdemeanor if committed by an adult.

The gap provision is prospective in nature and therefore can only be applied where the current offense was committed on or after July 1, 2017.

DIVERSIONS

Diversions are not “convictions” and are therefore not included in criminal history, except as otherwise provided by law for current convictions of:

- Involuntary Manslaughter, K.S.A. 2018 Supp. 21-5405(a)(3);
- DUI, K.S.A. 8-1567;
- Domestic Battery, K.S.A. 2018 Supp. 21-5414; and
- Buying Sexual Relations, K.S.A. 2018 Supp. 21-6421.

A person entering into a diversion agreement does not have a Sixth Amendment right to counsel, thus prior uncounseled diversions may be counted for criminal history purposes. See *State v. Tims*, 302 Kan. 536 (2015).

PRIOR CONVICTION AS SENTENCE ENHANCEMENT OR ELEMENT OF PRESENT CRIME

If a prior conviction of any crime operates to enhance the severity level for the current crime of conviction, elevate the current crime of conviction from a misdemeanor to a felony, or constitute elements of the present crime of conviction, that prior conviction cannot be counted in the offender’s criminal history. K.S.A. 2018 Supp. 21-6810(d)(10). Note, however, that prior convictions which elevate the penalty or punishment without raising the severity level of the current crime may be counted for criminal history purposes. *State v. Pearce*, 51 Kan. App. 2d 116, 342 P.3d 963 (2015).

Additional convictions which are not used as enhancements may be used for criminal history purposes. See *State v. Williams*, 47 Kan. App. 2d 102, 272 P.3d 1282 (2012).

Failure to Register as Offender Convictions

A prior conviction that creates the need for registration as a sex, drug or violent offender is an element of the offense of failure to register and may not be counted in determining the criminal history score on conviction of failure to register. See *State v. Pottoroff*, 32 Kan. App. 2d 1161, 96 P.3d 280 (2004).

Aggravated Escape from Custody Convictions

For a conviction of the crime of aggravated escape from custody (K.S.A. 2018 Supp. 21-5911) that requires that the offender be in custody for a felony, such felony is considered an element of the crime and may not be counted in the defendant’s criminal history. See *State v. Taylor*, 262 Kan. 471, 939 P.2d 904 (1997). However, not all alternative means of the crime of aggravated escape require the element of being in custody for a felony. See *State v. Brown*, 32 Kan. App. 2d 24, 80 P.3d 404 (2003).

Tampering with Electronic Monitoring Equipment Convictions

The conviction giving rise to the order requiring the defendant be subjected to electronic monitoring equipment is not an element of the crime of tampering with electronic monitoring equipment and

may be counted for criminal history purposes. (K.S.A. 2018 Supp. 21-6322). See *State v. Thacker*, 48 Kan. App. 2d 515, 292 P.3d 342 (2013).

NONGRID OFFENSES

Nongrid offenses each contain specific penalty provisions within their respective statutes. Criminal history, except as provided in each statute for determining whether the crime is the second, third, fourth or subsequent such offense, are not relevant to the punishment for nongrid offenses. For more information on nongrid offenses, please see Chapter I.

PERSON MISDEMEANORS – CONVERSION TO PERSON FELONIES

Class A and B Person Misdemeanors

Prior adult convictions and juvenile adjudications for class A person misdemeanors and class B person misdemeanors convert to person felonies at a rate of 3 to 1. If the resulting number is a fraction, do not convert the fractional portion because these figures must be in whole numbers. For example, eight person misdemeanor convictions and/or juvenile person adjudications would be converted to two person felony convictions (i.e., $8 \div 3 = 2$). Do not count the remaining "unconverted" or fractional person misdemeanor convictions and/or juvenile person adjudications in the felony score. However, the two remaining convictions and/or adjudications in the example should still be listed in the Person Misdemeanor section. See K.S.A. 2018 Supp. 21-6811(a).

The Assault Rule

Every three prior adult convictions or juvenile adjudications of misdemeanor assault (a class C person misdemeanor), as defined in K.S.A. 21-3408, prior to its repeal, or subsection (a) of K.S.A. 2018 Supp. 21-5412, that occurred within a period of three years commencing immediately prior to the date of conviction for the current crime, shall be rated as one adult conviction or one juvenile adjudication of a person felony for criminal history purposes. K.S.A. 2018 Supp. 21-6811(a).

INVOLUNTARY MANSLAUGHTER AND DUI

See Special Rule #42. If the current crime of conviction is involuntary manslaughter while driving under the influence of alcohol or drugs, K.S.A. 2018 Supp. 21-5405(a)(3), each prior adult conviction, diversion in lieu of criminal prosecution or juvenile adjudication for a violation of K.S.A. 8-2,144 (Commercial DUI), K.S.A. 8-1567 (DUI), or a violation of a law of another state or an ordinance of any city, or resolution of any county which prohibits acts described in K.S.A. 8-2,144 (Commercial DUI), 8-1567 shall count as one person felony for criminal history purposes. K.S.A. 2018 Supp. 21-5405(a)(3) and K.S.A. 2018 Supp. 21-6811(c)(2).

LEAVING THE SCENE OF AN ACCIDENT

See Special Rule #41. If the current crime of conviction is leaving the scene of an accident when the accident involves property damage of \$1000 or more, great bodily harm or the death of any person, K.S.A. 8-1602(b)(2),(3) and (4), the following prior convictions, if for an act committed on or after July 1, 2011, shall count as a person felony for criminal history purposes:

- 8-235, driving a vehicle without a license;
- 8-262, driving while license is canceled, suspended, or revoked;
- 8-287, driving while one's privileges are revoked for being a habitual violator;
- 8-291, violating restrictions on driver's license or permit;

- 8-1566, reckless driving;
- 8-1567, driving under the influence of alcohol or drugs;
- 8-1568, fleeing or attempting to elude a police officer;
- 8-1602, leaving the scene of an accident resulting in injury, great bodily harm, or death;
- 8-1605, failing to contact the owner of vehicle following an accident causing damage to unattended property;
- 40-3104, failing to obtain motor vehicle liability insurance coverage;
- K.S.A. 2018 Supp. 21-5405(a)(3), involuntary manslaughter committed while DUI;
- K.S.A. 2018 Supp. 21-5406, vehicular homicide; or
- A violation of a city ordinance or law of another state which would also constitute a violation of such sections. K.S.A. 2018 Supp. 21-6811(i).

BURGLARY

Prior adult convictions and juvenile adjudications for burglary will be scored for criminal history purposes as follows:

- If the prior burglary conviction occurred prior to the Kansas Sentencing Guidelines Act (1993), it will be scored as a nonperson felony. *State v. Dickey*, 301 Kan. 1018, 350 P.3d 1054 (2015)(District court was constitutionally prohibited from classifying Dickey’s prior burglary adjudication as a person felony because doing so would have required the district court to make or adopt a factual finding that went beyond simply identifying the statutory elements that constituted the prior burglary adjudication).
- If the post-KSGA prior burglary conviction was classified as a burglary to a dwelling, as described in K.S.A. 21-3715(a), prior to its repeal, or K.S.A. 2018 Supp. 21-5807(a)(1), it will be scored as a prior person felony. K.S.A. 2018 Supp. 21-6811(d)(1).
- If the post-KSGA prior burglary conviction was classified as a burglary to a building other than a dwelling, as described in K.S.A. 21-3715(b), prior to its repeal, or K.S.A. 2018 Supp. 21-5807(a)(2) or as a burglary to a motor vehicle or other means of conveyance of persons or property, as described in K.S.A.21-3715(c), prior to its repeal, or K.S.A. 2018 Supp. 21-5807(a)(3), it will be scored as a nonperson felony. K.S.A. 2018 Supp. 21-6811(d)(2).

The facts required to classify prior adult convictions or juvenile adjudications for burglary must be established by the State by a preponderance of the evidence. See K.S.A. 2018 Supp. 21-6811(d)(2).

K.S.A. 2018 Supp. 21-6804(x) creates special rule #47 for a conviction of residential burglary. This law creates a special sentencing rule for burglary of a dwelling to make the sentence presumptive imprisonment if the offender has a criminal history score of C (one previous person felony and one previous nonperson felony), D (one previous person felony), or E (three or more nonperson felonies).

OUT-OF-STATE CONVICTIONS

Convictions or adjudications occurring within the federal system, other state systems, the District of Columbia, foreign, tribal, or military courts are considered out-of-state convictions or adjudications. K.S.A. 2018 Supp. 21-6811(e). Prior out-of-state convictions and juvenile adjudications will be used to determine the appropriate criminal history category classification.

Deferred adjudications and other processes that result in a finding of guilt without punishment from a foreign jurisdiction may be counted in the defendant's criminal history. See *State v. Macias*, 30 Kan. App. 2d 79, 39 P.3d 85 (2002). However, an entry of a judgment of guilt by the foreign court is necessary to meet Kansas' definition of a conviction. See *State v. Hankins*, 304 Kan. 226, 372 P. 3d 1124 at 1132 (2016).

Classification as Felony or Misdemeanor

Out-of-state crimes will be classified as either felonies or misdemeanors according to the law of the convicting jurisdiction. K.S.A. 2018 Supp. 21-6811(e)(2). If a crime is a felony in the convicting jurisdiction, it will be counted as a felony in Kansas. If a crime is a misdemeanor in the convicting jurisdiction, the state of Kansas shall refer to the comparable offense under the Kansas criminal code in effect on the date the current crime of conviction was committed in order to classify the out-of-state crime as a class A, B or C misdemeanor. If the comparable offense in the state of Kansas is a felony, the out-of-state crime shall be classified as a class A misdemeanor. If the state of Kansas does not have a comparable offense in effect on the date the current crime of conviction was committed, the out-of-state crime shall not be used in classifying the offender's criminal history. K.S.A. 2018 Supp. 21-6811(e)(2)(B).

If a crime is not classified as either a felony or misdemeanor in the convicting jurisdiction, the state of Kansas shall refer to the comparable offense under the Kansas criminal code in effect on the date the current crime of conviction was committed to classify the out-of-state crime as either a felony or a misdemeanor. If the state of Kansas does not have a comparable offense in effect on the date the current crime of conviction was committed, the out-of-state crime shall not be used in classifying the offender's criminal history. K.S.A. 2018 Supp. 21-6811(e)(2)(c). The facts required to classify out-of-state adult convictions and juvenile adjudications must be established by the State by a preponderance of the evidence. K.S.A. 2018 Supp. 21-6811(e).

The Legislature intended the sentencing court to compare a prior conviction to the most comparable Kansas offense to make a felony or misdemeanor determination when such conviction occurred in a jurisdiction that does not distinguish between felonies and misdemeanors, such as a military proceeding. *State v. Hernandez*, 24 Kan. App. 2d 285, 286-289, 944 P.2d 188, 192-193 (1997).

Classification as Person or Nonperson Crime

For an out-of-state conviction to be comparable to an offense under the Kansas criminal code, the elements of the out-of-state crime cannot be broader than the elements of the Kansas crime. In other words, the elements of the out-of-state crime must be identical to, or narrower than, the elements of the Kansas crime to which it is being referenced. *State v. Wetrich*, 307 Kan. 552, 412 P.3d 984, 991 (2018).

The court may use any comparable Kansas offense, regardless of whether the crime is a felony or a misdemeanor. For example, if the out-of-state conviction is a misdemeanor, the court could use a Kansas felony as the comparable crime in order to determine if the conviction is scored as a nonperson or person crime. *State v. LaGrange*, 21 Kan. App. 2d 477, 901 P.2d 44 (1995).

The legislature intended for all prior convictions and juvenile adjudications—including convictions and adjudications occurring before implementation of the KSGA—to be considered and scored for purposes of determining an offender's criminal history score. In order to do this, a pre-KSGA conviction and/or adjudication must be classified as either a person or nonperson offense by comparing the criminal statute

under which the prior offense arose to the comparable post-KSGA criminal statute. The comparable post-KSGA Kansas criminal statute is the one in effect at the time the current crime of conviction was committed. *State v. Keel*, 302 Kan. 560, 357 P.3d 251 (2015).

If Kansas has no comparable offense, the sentencing court must classify the out-of-state conviction as a nonperson crime. K.S.A. 2018 Supp. 21-6811(e)(3).

For rules regarding comparability of out-of-jurisdiction offenses for DUI and Commercial DUI offenses, see the Nongrid Crimes section of Chapter 1.

PROOF OF CRIMINAL HISTORY

CRIMINAL HISTORY WORKSHEET

Except as provided in K.S.A. 2018 Supp. 21-6814, the sentencing court may take judicial notice in a subsequent felony proceeding of an earlier criminal history worksheet included in a presentence investigation report prepared for a prior sentencing of the defendant for a felony committed on or after July 1, 1993, as verification of the criminal history reflected on the worksheet. K.S.A. 2018 Supp. 21-6813(f). See also *State v. Turner*, 22 Kan. App. 2d 564, 919 P.2d 370 (1996) and *State v. Lakey*, 22 Kan. App. 2d 585, 920 P.2d 470 (1996).

Unless disputed by the offender, the criminal history worksheet serves as adequate verification of the offender's criminal history. If the offender disputes any aspect of the criminal history worksheet portion of the presentence investigation report as prepared by the field services officer, the offender shall immediately notify the district attorney and the court with a written notice specifying the exact nature of the alleged error. The State will then have the burden of producing further evidence to satisfy its burden of proof regarding any disputed part, or parts, of the criminal history. The sentencing judge must allow the state reasonable time to produce such evidence to establish the disputed portion of the criminal history by a preponderance of the evidence. If the offender later challenges such offender's criminal history, which has been previously established, the burden of proof shall shift to the offender to prove such offender's criminal history by a preponderance of evidence. K.S.A. 2018 Supp. 21-6814.

The sentencing court has the duty and authority to correct any errors on the criminal history worksheet.

UNCOUNSELED MISDEMEANOR CONVICTIONS

A person accused of a misdemeanor has a Sixth Amendment right to counsel if the sentence to be imposed upon conviction includes a term of imprisonment, even if the jail time is suspended or conditioned upon a term of probation. *State v. Long*, 43 Kan. App. 2d 328, 225 P.3d 754 (2010). A previous misdemeanor conviction in which the defendant was denied counsel and sentenced to a term of imprisonment, even if such term of imprisonment was suspended or conditioned upon a nonprison sanction, may not be counted in the offender's criminal history. However, if the offender's sentence did not include a term of imprisonment, the previous conviction may be counted in the offender's criminal history.

CHAPTER IV: PRESENTENCE INVESTIGATION REPORTS

A copy of the Kansas Sentencing Guidelines Act Presentence Investigation Report form along with the instructions for completing the form are contained in Appendix A of this Manual.

REQUIREMENTS

The sentencing court is required to order a Presentence Investigation Report (PSI) to be prepared by a court services officer as soon as possible after every felony conviction involving crimes committed on or after July 1, 1993, including all unclassified felonies. K.S.A. 2018 Supp. 21-6813(a). All presentence investigation reports in any case in which the defendant has been convicted of a felony shall be on a form approved by the Kansas Sentencing Commission. K.S.A. 2018 Supp. 21-6813(g). This format must be used to provide consistency statewide.

A copy of the PSI, including the Criminal History Worksheet, and the Journal Entry of Judgment, all attached together, must be sent to the Kansas Sentencing Commission for each felony case within thirty days after sentencing. K.S.A. 2018 Supp. 22-3439(a).

Field services officers are responsible for preparing the Presentence Investigation Report (PSI). The PSI report is mandatory in all felony cases under the KSGA. The primary purpose of the PSI report is to provide complete and accurate information about the criminal history of the offender, because criminal history is one of the two primary determining factors of the appropriate sentence established by the guidelines for the crime of conviction. Consequently, the Criminal History Worksheet is an essential component of the PSI report. The PSI report will contain a computation of the presumptive sentence provided by the guidelines for the crime of conviction, based on the crime severity level provided by the guidelines and the criminal history of the offender.

The Criminal History Worksheet should indicate the officer's source of information for each prior conviction listed, and copies of any verifying documents available to the officer should be attached, including criminal history worksheets prepared in prior cases in which sentencing occurred after July 1, 1993, and in which the worksheet was prepared in accordance with the requirements of the KSGA.

A PSI report that has been prepared in accordance with the requirements of the KSGA after its effective date of July 1, 1993, can be the subject of judicial notice by a sentencing court in any subsequent felony proceeding. See K.S.A. 2018 Supp. 21-6813(f).

Each PSI prepared for an offender to be sentenced for one or more felonies committed on or after July 1, 1993, shall be limited to the following information:

- A summary of the factual circumstances of the crime or crimes of conviction.
- If the defendant desires to provide one, a summary of the defendant's version of the crime.
- When there is an identifiable victim, a victim report. To the extent possible, the report shall include a complete listing of restitution for damages suffered by the victim.
- An appropriate classification of each crime of conviction on the crime severity scale.
- A listing of prior adult convictions or juvenile adjudications for felony or misdemeanor crimes or violations of county resolutions or city ordinances comparable to any misdemeanor defined by state law. Such listing shall include an assessment of the appropriate classification of the criminal history on the criminal history scale, the source of information regarding each listed prior conviction and

copies of any available source of journal entries or other documents through which the listed convictions may be verified, including any prior criminal history worksheets.

- Proposed grid block classification for each crime, or crimes of conviction and the presumptive sentence for each crime, or crimes of conviction.
- If the proposed grid block classification is a grid block that presumes imprisonment, the presumptive prison term range and the presumptive duration of postrelease supervision as it relates to the crime severity.
- If the proposed grid block classification does not presume prison, the presumptive prison term range and the presumptive duration of the nonprison sanction as it relates to the crime severity scale and the court services officer's professional assessment as to recommendations for conditions to be included as part of the nonprison sanction.
- For defendants who are being sentenced for a conviction of a felony violation of K.S.A. 2018 Supp. 21-5706, and meet the requirements of K.S.A. 2018 Supp. 21-6824 (2003 Senate Bill 123), the drug abuse assessment package as provided in K.S.A. 2018 Supp. 21-6824.

The PSI will become part of the court record and is accessible to the public, except that the official version, defendant's version, victim's statement, any psychological reports, drug and alcohol reports and assessments shall be accessible only to the parties, the sentencing judge, the department of corrections, and if requested, the Kansas Sentencing Commission. If the offender is committed to the custody of the secretary of corrections, the report shall be sent to the secretary and the warden of the state correctional institution to which the defendant is conveyed in accordance with K.S.A. 2018 Supp. 75-5220. K.S.A. 2018 Supp. 21-6813(c).

If the offense requires the offender to register under the Kansas Offender Registration Act (K.S.A. 2018 Supp. 22-4901 *et seq.*), the PSI Offender Registration Supplement should be completed.

The criminal history worksheet will not substitute as a presentence investigation report. K.S.A. 2018 Supp. 21-6813(d).

The PSI will not include optional report components, which would be subject to the discretion of the sentencing court in each district except for psychological reports and drug and alcohol reports. K.S.A. 2018 Supp. 21-6813(e).

CHAPTER V: SENTENCING

SENTENCING RANGE

Each grid block states the presumptive sentencing range, in months, for an offender whose crime of conviction and criminal history place such offender in that grid block. The middle number in the grid block is the “standard” number of months, the upper number in the grid block is the “aggravated” number of months, and the lower number in the grid block is the “mitigated” number of months.

The sentencing court may impose any sentence within the presumptive sentencing range. The sentencing court should select the midpoint or standard term of months in the usual case and use the upper or lower term to take into account any aggravating and mitigating factors that do not amount to sufficient justification for a departure.

A sentence to any term, including an aggravated term, within the range in a Kansas sentencing guideline presumptive grid box is constitutional. Because a sentence that falls within a grid box is a presumptive sentence, appellate courts lack jurisdiction to consider a challenge to such sentence under K.S.A. 2018 Supp. 21-6820(c). Appellate courts lack jurisdiction even if the sentence is to the longest term in the presumptive grid box for a defendant’s convictions. *State v. Johnson*, 286 Kan. 824, 190 P.3d 207 (2008).

While the sentencing grids provide presumptive punishment for felony convictions, the sentencing court may impose a durational or dispositional departure when substantial and compelling circumstances exist. See K.S.A. 2018 Supp. 21-6804 and K.S.A. 2018 Supp. 21-6815.

PRESUMPTIVE IMPRISONMENT

If an offense is classified in a grid block above the dispositional line, the presumptive disposition shall be imprisonment. In presumptive imprisonment cases, the sentencing court must pronounce the prison sentence, the maximum potential good time reduction to such sentence and the period of postrelease supervision at the sentencing hearing. Failure to pronounce the period of postrelease supervision will not negate the period of postrelease supervision. K.S.A. 2018 Supp. 21-6804(e)(2) and 21-6805(c)(2).

PRESUMPTIVE NONPRISON

If an offense is classified in a grid block below the dispositional line, the presumptive disposition shall be nonprison. In a presumptive nonprison case, the sentencing court shall pronounce the duration of the nonprison sanction AND the underlying prison sentence. See K.S.A. 2018 Supp. 21-6804(e)(3), 21-6805(c)(3) and K.S.A. 2018 Supp. 21-6806(b).

BORDER BOXES

If an offense is classified in grid blocks 5-H, 5-I or 6-G of the nondrug grid, or grid blocks 4-E, 4-F, 4-G, 4-H or 4-I and 5-C, or 5-D of the drug grid, the sentence is presumed imprisonment, but the court may impose an optional nonprison sentence upon making the following findings on the record:

- An appropriate treatment program exists which is likely to be more effective than the presumptive prison term in reducing the risk of offender recidivism; and the recommended treatment program is available and the offender can be admitted to the program within a reasonable period of time; or
- The nonprison sanction will serve community safety interests by promoting offender reformation.

Any decision made by the sentencing court to impose an optional nonprison sentence is not considered a departure and is not subject to appeal. K.S.A. 2018 Supp. 21-6804(f) and 21-6805(d).

SENTENCING OPTIONS

AUTHORIZED DISPOSITIONS

Whenever a person has been convicted of a crime, the sentencing court has several sentencing options available that may be imposed either alone or in combination. K.S.A. 2018 Supp. 21-6604.

The court may:

- Commit the defendant to the custody of the Secretary of Corrections if the current crime is a felony and the sentence presumes imprisonment, or the sentence imposed is a dispositional departure to imprisonment;
- Commit the defendant to jail for the term provided by law if confinement is for a misdemeanor or a nongrid felony;
- Release the defendant on probation, under the supervision of a court services officer, if the defendant's crime and criminal history place such defendant in a presumptive nonprison category or, through a departure for substantial and compelling reasons and subject to conditions as the court deems appropriate which may include the imposition of a jail term of not more than 60 days;
- Impose fines applicable to the offense that may be paid in installments if authorized by the court. The court may order performance of community service in lieu of payment of any fine imposed. The credit on the fine imposed will be applied at a rate of \$5 for each full hour of community service performed;
- Assign the defendant to a community correctional services program pursuant to K.S.A. 2018 Supp. 75-5291, or through a departure for substantial and compelling reasons and subject to conditions as the court deems appropriate which may include full or partial restitution;
- Assign to a conservation camp for a period not to exceed 6 months as a condition of the probation followed by a 6 month period of follow-up through adult intensive supervision by a community correctional services program, if the offender successfully completes the conservation camp program*;
- Assign the defendant to house arrest pursuant to K.S.A. 2018 Supp. 21-6609;
- Order the defendant to attend and satisfactorily complete an alcohol or drug education or training program as provided by K.S.A. 2018 Supp. 21-6602(c);
- Order the defendant to repay the amount of any reward paid to aid in defendant's apprehension, any costs and expenses incurred by law enforcement to recapture defendant due to defendant's crime of escape, expenses incurred by firefighting agencies due to defendant's crime of arson, any public funds used by law enforcement to purchase controlled substances from the defendant during the investigation, any medical costs and expenses incurred by law enforcement;
- Order the defendant to pay the administrative fee authorized by K.S.A. 2018 Supp. 22-4529 unless waived by the court;
- Order the defendant to pay a domestic violence special program fee authorized by K.S.A. 20-369;

- Order the defendant to a work release program, outside the control of the Department of Corrections, if the defendant is convicted of a felony, under K.S.A. 2018 Supp. 21-6804(i), or a misdemeanor. If work release is imposed for a second or third and subsequent DUI, the offender shall be required to serve the total number of hours of confinement mandated by that section. Such hours shall be a mandatory 48 consecutive hours confinement followed by confinement hours at the end of and continuing to the beginning of the offender's work day;
- Order the defendant to pay the full amount of unpaid costs associated with the conditions of release of the appearance bond under K.S.A. 2018 Supp. 22-2802;
- Order the defendant to pay restitution, including but not limited to, damages or loss caused by the defendant's crime unless the court finds a restitution plan unworkable due to compelling circumstances and states such on the record;
- Order the defendant to submit to and complete an alcohol and drug evaluation and pay a fee for such evaluation when required by K.S.A. 2018 Supp. 21-6602(d);
- Order the defendant to reimburse the county general fund for expenditures by the county to provide counsel and other defense services to the defendant, after any order for restitution has been paid in full;
- Order the defendant to reimburse the state general fund for all or a part of the expenditures by the state board of indigent's defense services to provide counsel and other defense services to the defendant;
- Decree a forfeiture of property, suspend or cancel a license, remove a person from office, or impose any other civil penalty pursuant to any other Kansas statute; and
- For Jessica's Law cases, in addition to any other penalty or disposition imposed by law, for any defendant sentenced to imprisonment pursuant to K.S.A. 21-4643, prior to its repeal, or K.S.A. 2018 Supp. 21-6627, and amendments thereto, for crimes committed on or after July 1, 2006, the court shall order that the defendant be electronically monitored upon release from imprisonment for the duration of the defendant's natural life and that the defendant shall reimburse the state for all or part of the cost of such monitoring as determined by the prisoner review board.

**This program is currently unavailable as a sentencing option.*

U.S. ARMED FORCES SERVICE TREATMENT

K.S.A. 2018 Supp. 21-6630 allows a defendant to assert that their offense was committed as a result of an injury from service in a combat zone while in the armed forces of the United States. If the court determines the defendant has met the criteria established by the statute and the defendant's current crime and criminal history fall within a presumptive non-prison category under the sentencing guidelines, the court may order the defendant to undergo inpatient or outpatient treatment or a program operated by the United States department of defense, the United States department of veterans affairs or the Kansas national guard, if the defendant is eligible for and consents to such treatment. More information, including forms for the certification of status, can be found on the KSSC website at <http://sentencing.ks.gov/legislation/veterans-treatment>.

FINES

Felony, misdemeanor and infraction fines are as follows in K.S.A. 2018 Supp. 21-6611:

Off-grid and drug severity level 1 or drug severity level 1 or 2 if committed on or after July 1, 2012	≤ \$500,000
Nondrug severity level 1 through 5 and drug severity level 3 and 4 or drug severity level 3 or 4 if committed on or after July 1, 2012	≤ \$300,000
Nondrug severity level 6 through 10 and drug severity level 4 or drug severity level 5 if committed on or after July 1, 2012	≤ \$100,000
Class A misdemeanor	≤ \$2,500
Class B misdemeanor	≤ \$1,000
Class C misdemeanor	≤ \$500
Traffic infraction	≤ \$500
Cigarette or Tobacco infraction	\$25

As an alternative to any of the above fines, the fine imposed may be fixed at any greater sum not exceeding double the pecuniary gain derived from the crime by the offender. K.S.A. 2018 Supp. 21-6611(c). In addition, certain offenses have particular fines that are specified by statute.

DUI

The range of mandatory DUI fines is as follows:

- 1st DUI: not less than \$750 nor more than \$1,000
- 2nd DUI: not less than \$1,250 nor more than \$1,750
- 3rd DUI: not less than \$1,750 nor more than \$2,500
- 4th or subsequent DUI: \$2,500

For DUI cases, \$250 from each fine imposed for violations of K.S.A. 2018 Supp. 8-2,144 and 8-1567 shall be remitted to the state treasurer for deposit into the Community Corrections Supervision Fund. K.S.A. 2018 Supp. 8-2,144(q) and 8-1567(q)(2).

The mandatory fine must be imposed but the sentencing court should determine the method by which the defendant will pay it, either by payment or community service. *State v. Copes*, 290 Kan. 209, 224 P.3d 571 (2010). However, any community service ordered must be performed no later than one year from imposition. *State v. Grebe*, 46 Kan.App.3d 741, 264 P.3d 511 (2011).

Human Trafficking Crimes

Offenders who are convicted of Buying Sexual Relations shall pay a fine between \$1,200-\$5,000. Half of all fines collected shall be remitted to the Human Trafficking Victim Assistance Fund.

Offenders convicted of Promoting the Sale of Sexual Relations or Commercial Sexual Exploitation of a Child shall pay a fine of not less than \$2500 nor more than \$5000, and upon a second or subsequent offense, shall be fined not less than \$5000. Offenders convicted of human trafficking will be fined between \$2,500-\$5,000, and offenders convicted of aggravated human trafficking shall be fined a minimum of \$5,000. All such fines will be remitted to the state treasurer for deposit into the Human Trafficking Victim Assistance Fund. K.S.A. 2018 Supp. 21-6420, 21-6421 and 21-6422.

FEES

DNA Database Fee

K.S.A. 75-724. (a) Any person convicted or adjudicated of an offense that, pursuant to K.S.A. 21-2511, and amendments thereto, requires submission of a DNA sample shall pay a separate court cost of \$200 as a Kansas bureau of investigation DNA database fee upon conviction or adjudication.

Domestic Violence Program Fee

If a judicial district creates a local fund, the court may impose a fee against any defendant for crimes involving a family or household member as provided in K.S.A. 2018 Supp. 21-5414 and against any defendant found to have committed a domestic violence offense pursuant to K.S.A. 2018 Supp. 22-4616. The chief judge of each judicial district where such fee is imposed shall set the amount of such fee by rules adopted in such judicial district in an amount not to exceed \$100 per case. K.S.A. 20-369.

Drug/Alcohol Evaluation Fee

Offenders who convicted of a first or second violation of K.S.A. 8-2,144 (commercial DUI) or a first or second violation of K.S.A. 8-1567 (DUI) are required to undergo a drug evaluation and pay a fee of \$150. K.S.A. 8-1008.

Juveniles or adults convicted or adjudicated of having committed, while under 21 years of age, a misdemeanor under K.S.A. 8-1599, 41-719 or 41-727 or K.S.A. 2018 Supp. 21-5701 through 21-5717, shall be ordered to submit to an alcohol and drug evaluation and pay a fee of \$150. If the court finds that the person is indigent, the fee may be waived. K.S.A. 2018 Supp. 21-6602(d).

If the person is 18 or older but less than 21 and convicted of a violation of K.S.A. 41-727 involving cereal malt beverage, the evaluation and fee are permissive and not mandatory. K.S.A. 2018 Supp. 21-6602(e).

KBI Lab Fee

The court shall order any person convicted or diverted of a misdemeanor or felony contained in chapters 21, 41 or 65 of the Kansas Statutes Annotated, or a violation of K.S.A. 8-2,144 (Commercial DUI) or 8-1567 (DUI), or a violation of a municipal ordinance or county resolution prohibiting the acts prohibited by such statutes, unless the municipality or county has an agreement with the laboratory providing services that sets a restitution amount to be paid by the person that is directly related to the cost of laboratory services, to pay a separate court cost of \$400 for every individual offense if forensic science or laboratory services, forensic computer examination services or forensic audio and video examination services are provided in connection with the investigation by the Kansas bureau of investigation; the Sedgwick county regional forensic science center; the Johnson county sheriff's laboratory; the heart of America regional computer forensics laboratory; the Wichita-Sedgwick county computer forensics crimes unit or the Garden City police department computer, audio and video forensics laboratory. K.S.A. 28-176(a) only allows for a court to impose the lab fee upon the defendant if the defendant was convicted or adjudicated of (or diverted from the crime). *State v. Goeller*, 276 Kan. 578, 77 P.3d 1272 (2003). Such fees shall be in addition to and not in substitution for any and all fines and penalties otherwise provided for by law for such offense. K.S.A. 28-176.

Correctional Supervision Fee

The court shall order, as a condition of probation, suspension of sentence or assignment to a

community corrections program, the offender to pay a correctional supervision fee of \$60 if the person was convicted of a misdemeanor, or a fee of \$120 if the person was convicted of a felony. In any case the amount of the correctional supervision fee specified by this paragraph may be reduced or waived by the judge if the person is unable to pay that amount. K.S.A. 21-6607(c)(3).

BIDS Attorney Fees

Pursuant K.S.A. 2018 Supp. 21-6604(i) and K.S.A. 22-4513, the court shall order the defendant to reimburse the state general fund for all or a part of the expenditures by the state board of indigents' defense services to provide counsel and other defense services to the defendant. In determining the amount and method of payment of such sum, the court shall take account of the financial resources of the defendant and the nature of the burden that payment of such sum will impose. A defendant who has been required to pay such sum and who is not willfully in default in the payment thereof may at any time petition the court which sentenced the defendant to waive payment of such sum or any unpaid portion thereof. If it appears to the satisfaction of the court that payment of the amount due will impose manifest hardship on the defendant or the defendant's immediate family, the court may waive payment of all or part of the amount due or modify the method of payment. The amount of attorney fees to be included in the court order for reimbursement shall be the amount claimed by appointed counsel on the payment voucher for indigents' defense services or the amount prescribed by the board of indigents' defense services reimbursement tables as provided in K.S.A. 22-4522, and amendments thereto, whichever is less.

A defendant may waive the right to have a district court make the findings required by K.S.A. 22-4513(b) and may do so in a written plea agreement. If there is a knowing, voluntary, and intelligent waiver, the district court may order payment of a BIDS attorney fee without making the findings required by *State v. Robinson*, 281 Kan. 538, 546, 132 P.3d 934 (2006). Include the BIDS Attorney Fee ordered and check the box if the fee was waived. See *State v. Phillips*, 289 Kan. 28, 210 P.3d 93 (2009).

Booking/Fingerprint Fee

Any person convicted or diverted, or adjudicated or diverted under a preadjudication program, pursuant to K.S.A. 22-2906 *et seq.*, K.S.A. 2018 Supp. 38-2346 *et seq.*, or 12-4414 *et seq.*, of a misdemeanor or felony where fingerprints are required pursuant to K.S.A. 21-2501, shall pay a separate court cost, not exceed \$45, if the board of county commissioners or by the governing body of a city, where a city operates a detention facility, votes to adopt such a fee as a booking or processing fee for each complaint.

Such fee shall be in addition to and not in substitution for any and all fines and penalties otherwise provided for by law for such offense. K.S.A. 12-16,119.

Children's Advocacy Center Fund Fee

On and after July 1, 2013, any defendant convicted of a crime under chapter 21 of the Kansas Statutes Annotated in which a minor is a victim, shall pay an assessment fee in the amount of \$400 to the clerk of the district court. All moneys received pursuant to this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the children's advocacy center fund. K.S.A. 20-370.

SB 123 Assessment and Program Fees

Each offender who receives an SB 123 assessment should be ordered to pay the \$175 SB 123 assessment fee, regardless of whether they undergo SB 123 treatment. If SB 123 treatment is

ordered, the SB 123 Assessment Fee and the \$125 SB 123 Reimbursement should be ordered together for a total of \$300. Changes in treatment cost necessitated a change in the form to reflect the accurate average reimbursement cost of an assessment. Reimbursement fees increased \$25 to maintain a requested total fee of \$300. See K.S.A. 75-52,144.

PROBATION

Duration of Probation for Felonies

For all crimes committed on or after July 1, 1993, the duration of probation in felony cases sentenced for the following severity levels is as follows (K.S.A. 2018 Supp. 21-6608(c)):

Severity Level	1	2	3	4	5	6	7	8	9	10
Nondrug	36	36	36	36	36	24	24	≤ 18	≤ 12	≤ 12
Drug (prior to July 1, 2012)	36	36	≤ 18	* ≤ 12						
Drug	36	36	36	≤ 18	* ≤ 12					

**Except for SB 123 sentences, where the standard probation term is up to 18 months. K.S.A. 2018 Supp. 21-6608(c)(4).*

The KSGA recommends probation duration periods for crimes ranked on the nondrug grid at severity levels 1 through 7, on the drug grid for severity levels 1 and 2 prior to July 1, 2012 and on the drug grid for severity levels 1 through 3 committed on or after July 1, 2012.

With three exceptions, the total period in all cases shall not exceed 60 months or the maximum period of the prison sentence that could be imposed, whichever is longer. K.S.A. 2018 Supp. 21-6608(c).

- The first exception is that the sentencing court may modify or extend the period of supervision, pursuant to a modification hearing and a judicial finding of necessity, up to a maximum of 5 years or the maximum period of the prison sentence that could be imposed, whichever is longer. K.S.A. 2018 Supp. 21-6608(c)(8).
- Second, if the defendant is convicted of nonsupport of a child, the period may be extended as long as the responsibility for support continues. K.S.A. 2018 Supp. 21-6608(c)(7).
- Third, if the defendant is ordered to pay full or partial restitution, the period may be extended as long as the amount of restitution ordered has not been paid. K.S.A. 2018 Supp. 21-6608(c)(7). Other unpaid assessments, such as costs, BIDS fee reimbursements, and lab fees are not restitution, and thus the fact that such may remain unpaid does not justify a probation extension under the statute. *State v. Hoffman*, 45 Kan. App. 2d 272, 246 P.3d 992 (2011).

The KSGA sets upper limits on probation duration periods for sentences on severity levels 8 through 10 on the nondrug grid, severity levels 3 and 4 on the drug grid prior to July 1, 2012 and severity levels 4 and 5 on the drug grid committed on or after July 1, 2012. For crimes at these severity levels, the sentencing court may impose a longer period of probation if the court finds and sets forth with particularity the reasons for finding that the safety of members of the public will be jeopardized or that the welfare of the offender will not be served by the length of the probation terms provided in subsections (c)(3) and (c)(4) of K.S.A. 2018 Supp. 21- 6608. K.S.A. 2018 Supp. 21-6608(c)(5).

Duration of Probation for Misdemeanors

The period of suspension of sentence, probation or assignment to community corrections fixed by the court shall not exceed two years in misdemeanor cases, subject to renewal and extension for additional fixed periods of two years. K.S.A. 2018 Supp. 21-6608(a).

Multiple Probation Sentences

In cases of multiple nonprison sentences, the nonprison (probation) terms shall not be aggregated or served consecutively. If the underlying prison sentences for a nonprison sentence are ordered to run consecutively and the nonprison term is revoked, the offender will serve the prison terms consecutively. K.S.A. 2018 Supp. 21-6819(b)(8).

Termination and Presumptive Discharge

A nonprison sentence may be terminated by the court at any time. K.S.A. 2018 Supp. 21-6608(a).

In addition, a probationer who has been compliant with all terms of probation for a period of 12 months, has paid all restitution and has a risk assessment level of low risk is eligible for presumptive discharge from probation. The court shall grant such discharge unless the court finds clear and convincing evidence that denial of discharge will serve community safety interests. K.S.A. 2018 Supp. 21-6608(d).

Conditions of Probation

Court services and community corrections officers may recommend conditions of probation for offenders who receive a nonprison sentence. A felony offender may be sentenced to up to 60 days in county jail as a condition of probation. K.S.A. 2018 Supp. 21-6604(a)(3).

In addition to any other conditions, the court shall order the defendant to comply with each of the following conditions in K.S.A. 21-6607(c):

- obey all laws of the United States, the state of Kansas and any other jurisdiction to the laws of which the defendant may be subject;
- make reparation or restitution to the aggrieved party for the damage or loss caused by the defendant's crime, in an amount and manner determined by the court and to the person specified by the court, unless the court finds compelling circumstances which would render a plan of restitution unworkable. If the court finds a plan of restitution unworkable, the court shall state on the record in detail the reasons therefore;
- pay a correctional supervision fee of \$60 if the person was convicted of a misdemeanor or a fee of \$120 if the person was convicted of a felony. In any case the amount of the correctional supervision fee specified by this paragraph may be reduced or waived by the judge if the person is unable to pay that amount;
- reimburse the state general fund for all or a part of the expenditures by the state board of indigents' defense services to provide counsel and other defense services to the defendant;
- be subject to searches of the defendant's person, effects, vehicle, residence and property by a court services officer, a community correctional services officer and any other law enforcement officer based on reasonable suspicion of the defendant violating conditions of probation or criminal activity; and
- be subject to random, but reasonable, tests for drug and alcohol consumption as ordered by a court services officer or community correctional services officer.

The court may impose any conditions that the court deems proper, including, but not limited to, requiring that the defendant in K.S.A. 21-6607(b) to:

- avoid such injurious or vicious habits, as directed by the court, court services officer or community correctional services officer;
- avoid such persons or places of disreputable or harmful character, as directed by the court, court services officer or community correctional services officer;
- report to the court services officer or community correctional services officer as directed;
- permit the court services officer or community correctional services officer to visit the defendant at home or elsewhere;
- work faithfully at suitable employment insofar as possible;
- remain within the state unless the court grants permission to leave;
- pay a fine or costs, applicable to the offense, in one or several sums and in the manner as directed by the court;
- support the defendant's dependents;
- reside in a residential facility located in the community and participate in educational, counseling, work and other correctional or rehabilitative programs;
- perform community or public service work for local governmental agencies, private corporations organized not for profit, or charitable or social service organizations performing services for the community;
- perform services under a system of day fines whereby the defendant is required to satisfy fines, costs or reparation or restitution obligations by performing services for a period of days, determined by the court on the basis of ability to pay, standard of living, support obligations and other factors;
- participate in a house arrest program pursuant to K.S.A. 2018 Supp. 21-6609, and amendments thereto;
- order the defendant to pay the administrative fee authorized by K.S.A. 22-4529, and amendments thereto, unless waived by the court; or
- in felony cases, except for violations of K.S.A. 8-1567, and amendments thereto, be confined in a county jail not to exceed 60 days, which need not be served consecutively.

COMMUNITY CORRECTIONS TARGET POPULATION

K.S.A. 2018 Supp. 75-5291(a)(2) defines the target population of offenders for placement in a community correctional services program. This target population consists of adult offenders convicted of felony offenses who meet one of the following criteria:

- Offenders who, on or after July 1, 2014, are determined to be moderate risk, high risk or very high risk by use of a statewide, mandatory, standardized risk assessment tool or instrument which shall be specified by the Kansas Sentencing Commission. The LSI-R has been approved by the KSSC as the official risk assessment tool;
- Offenders whose severity level and criminal history classification designate a presumptive prison sentence on either grid but receive a nonprison sentence as the result of a dispositional departure;
- Offenders convicted of a sex offense as defined in K.S.A. 22-4902, classified as a severity level 7 or higher, and who receive a nonprison sentence, regardless of the manner in which the sentence is imposed;
- Offenders who are placed in a community correctional services programs as a condition of supervision following the successful completion of a conservation camp program;
- Offenders who have been sentenced to community corrections supervision pursuant to K.S.A. 2018 Supp. 21-6824, SB 123 Drug Treatment.
- Offenders who have been placed in a community correctional services program for supervision by

the court for DUI pursuant to K.S.A. 2018 Supp. 8-1567;

- Juvenile offenders may be placed in community corrections programs if the local community corrections advisory board approves. However, grants from the community corrections fund administered by the Secretary of Corrections cannot be used for this service. K.S.A. 2018 Supp. 75-5291(a)(4).
- A public safety provision also allows direct revocation to prison from supervision by court services for offenders for whom a violation of conditions of release or assignment or a nonprison sanction has been established, as provided in K.S.A. 2018 Supp. 22-3716, if the sentencing court sets forth with particularity why placement in community corrections would jeopardize public safety or would not be in the best interest of the offender. K.S.A. 2018 Supp. 75-5291(a)(5).

CORRECTIONAL CONSERVATION CAMP*

The court shall consider placement of a defendant in the Labette Correctional Conservation Camp, conservation camps established by the secretary of corrections pursuant to K.S.A. 75-52,127, and amendment thereto, or a community intermediate sanction center under the following circumstances:

- prior to imposing a dispositional departure for a defendant whose offense is classified in the presumptive nonprison grid block of either sentencing guideline grid;
- prior to sentencing a defendant to incarceration whose offense is classified in grid blocks 5-H, 5-I or 6-G of the sentencing guidelines grid for nondrug crimes or, in grid blocks 3-E, 3-F, 3-G, 3-H or 3-I of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, or in grid blocks 4-E, 4-F, 4-G, 4-H or 4-I of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012;
- prior to sentencing a defendant to incarceration whose offense is classified in grid blocks 4-E or 4-F of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, or in grid blocks 5-C, 5-D, 5-E or 5-F of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, and whose offense does not meet the requirements of K.S.A. 2018 Supp. 21-6824, and amendments thereto;
- prior to revocation of a nonprison sanction of a defendant whose offense is classified in grid blocks 4-E or 4-F of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, or in grid blocks 5-C, 5-D, 5-E or 5-F of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012, and whose offense does not meet the requirements of K.S.A. 2018 Supp. 21-6824, and amendments thereto; or
- prior to revocation of a nonprison sanction of a defendant whose offense is classified in the presumptive nonprison grid block of either sentencing guideline grid or grid blocks 5-H, 5-I or 6-G of the sentencing guidelines grid for nondrug crimes or, in grid blocks 3-E, 3-F, 3-G, 3-H or 3-I of the sentencing guidelines grid for drug crimes committed prior to July 1, 2012, or in grid blocks 4-E, 4-F, 4-G, 4-H or 4-I of the sentencing guidelines grid for drug crimes committed on or after July 1, 2012.

The defendant shall not be sentenced to imprisonment if space is available in a conservation camp or a community intermediate sanction center and the defendant meets all of the conservation camp's or a community intermediate sanction center's placement criteria unless the court states on the record the reasons for not placing the defendant in a conservation camp or a community intermediate sanction center. K.S.A. 2018 Supp. 21-6604(g).

**In practice, all the nonprison alternatives provided in K.S.A. 2018 Supp. 21-6604(g) are no longer viable placement alternatives. The Kansas Court of Appeals, in State v. Johnson, 42 Kan. App. 2d 356, 211 P.3d 861 (2009), took judicial*

notice that the Labette facility has ceased to operate as of June 30, 2009. The notice from the Secretary of Corrections indicated that the facility is closed for both male and female offenders. As stated in the notice, the facility is no longer available as a sentencing disposition for offenders who are subject to possible placement at the facility pursuant to K.S.A. 21-6604(g). With the closing of Labette, there is no longer any conservation camp in Kansas operated by the Department of Corrections.

GOOD TIME

The prison sentence represents the time an offender actually serves, subject to a maximum reduction of:

- 20% good time for crimes committed on or after July 1, 1993 and prior to April 20, 1995;
- 15% good time for crimes committed on or after April 20, 1995;
- 20% good time for crimes of nondrug severity level 7-10 committed on or after January 1, 2008, crimes of drug severity level 3 or 4 committed on or after July 1, 2008, but prior to July 1, 2012, or crimes of drug severity level 3 through 5 committed on or after July 1, 2012. K.S.A. 2018 Supp. 21-6806(a) and K.S.A. 2018 Supp. 21-6821(b).

Good time credit is specific to the crime of conviction. Offenders convicted of multiple counts will earn good time at the applicable rate for the sentence they are serving.

Good time credit shall not be applied to Jessica's Law sentences. See K.S.A. 2018 Supp. 21-6623.

AGGRAVATED HABITUAL SEX OFFENDERS

Aggravated habitual sex offenders are offenders convicted of a sexually violent crime who have previously been convicted of two or more sexually violent crimes. K.S.A. 2018 Supp. 21-6626. Such offenders will be sentenced to imprisonment for life without the possibility of parole.

EXTENDED JURISDICTION JUVENILE CASES

See Special Rule #11. Under K.S.A. 2018 Supp. 38-2364(a), if an extended jurisdiction juvenile prosecution results in a guilty plea or finding of guilt, the court shall: (1) impose one or more juvenile sentences under K.S.A. 2018 Supp. 38-2361 and (2) impose an adult criminal sentence, the execution of which shall be stayed on the condition that the juvenile offender does not violate the provisions of the juvenile sentence and does not commit a new offense. **An adult felony Journal Entry of Judgment form must be completed for these cases.** A box is located in the "Special Rule Applicable" section of the adult Journal Entry of Judgment form labeled "Extended Jurisdiction Juvenile Imposed," to indicate that the Journal Entry of Judgment is for a case where an extended jurisdiction juvenile sentence was imposed and should be checked in these cases. Full description of the extended jurisdiction prosecution may be found at K.S.A. 2018 Supp. 38-2347.

SPECIAL SENTENCING RULES

PUBLIC SAFETY OFFENSES / FIREARMS FINDING

1. Person Felony Committed With a Firearm

When a firearm is used to commit any person felony, the offender's sentence shall be presumed imprisonment. The sentencing court may impose an optional nonprison sentence upon making a finding on the record that an appropriate treatment program exists which is likely to be more effective than the presumptive prison term in reducing the risk of offender recidivism and the program is available and the offender can be admitted within a reasonable period of time or the

nonprison sanction will serve community safety interests by promoting offender reformation. Any decision made by the sentencing court to impose an optional nonprison sentence is not considered a departure and is not subject to appeal. K.S.A. 2018 Supp. 21-6804(h).

2. Aggravated Battery Against a Law Enforcement Officer

The sentence for the violation of K.S.A. 21-3415, prior to its repeal (aggravated battery against a law enforcement officer), if committed prior to July 1, 2006, which places the defendant's sentence in grid blocks 6-H or 6-I shall be presumed imprisonment. The sentencing court may impose an optional nonprison sentence upon making a finding on the record that an appropriate treatment program exists which is likely to be more effective than the presumptive prison term in reducing the risk of offender recidivism and the program is available and the offender can be admitted within a reasonable period of time or the nonprison sanction will serve community safety interests by promoting offender reformation. Any decision made by the sentencing court to impose an optional nonprison sentence is not considered a departure and is not subject to appeal. K.S.A. 2018 Supp. 21-6804(g).

3. Aggravated Assault Against a Law Enforcement Officer

The sentence for the violation of K.S.A. 2018 Supp. 21-5412(d) (aggravated assault of a law enforcement officer), which places the defendant's sentence in grid blocks 6-H or 6-I shall be presumed imprisonment. The sentencing court may impose an optional nonprison sentence upon making a finding on the record that an appropriate treatment program exists which is likely to be more effective than the presumptive prison term in reducing the risk of offender recidivism and the program is available and the offender can be admitted within a reasonable period of time or the nonprison sanction will serve community safety interests by promoting offender reformation. Any decision made by the sentencing court to impose an optional nonprison sentence is not considered a departure and is not subject to appeal. K.S.A. 2018 Supp. 21-6804(g).

34. Battery on a Law Enforcement Officer

A special sentencing rule exists for a violation of K.S.A. 2018 Supp. 21-5413(c)(2), battery on a law enforcement officer where bodily harm occurs. The sentence shall be presumptive imprisonment and shall be served consecutively to any other terms imposed. A law enforcement officer shall include a: uniformed or properly identified university campus police; federal, state, county, or city law enforcement officer, other than a state correctional officer; judge; attorney; community corrections officer; or court services officer. K.S.A. 2018 Supp. 21-6804(r).

32. Drug Felony Committed - Firearm Carried or Possessed

If the trier of fact makes a finding that the offender carried a firearm to commit a drug felony, or possessed a firearm in furtherance of a drug felony, the sentence imposed shall be enhanced by an additional 6 months imprisonment and such additional sentence shall be presumptive imprisonment. K.S.A. 2018 Supp. 21-6805(g)(1)(A).

This special rule **DOES NOT** apply to crimes sentenced on the nondrug grid:

- K.S.A. 2018 Supp. 21-5705(d)(6)(B), Drug distribution to a minor;
- K.S.A. 21-5707, Unlawful manufacture, distribution, cultivation or possession of controlled substances using a communication facility;
- K.S.A. 21-5708, Unlawfully obtaining or selling a prescription-only drug;
- K.S.A. 21-5713, Unlawful distribution or possession of a simulated controlled substance;
- K.S.A. 21-5714, Unlawful representation that noncontrolled substance is controlled substance;

- K.S.A. 21-5710(e)(3)(A), Possess with intent to distribute or manufacture with intent to distribute any drug paraphernalia;
- K.S.A. 21-5710(e)(4)(B), Distributed or caused drug paraphernalia to be distributed to a minor or on or within 1,000 feet of any school property;
- K.S.A. 2018 Supp. 21-5706, Unlawful possession of controlled substances; and
- K.S.A. 21-5713, Unlawful distribution or possession of a simulated controlled substance on the drug grid.

33. Drug Felony Committed - Firearm Discharged

If the trier of fact makes a finding that the offender discharged a firearm when committing a drug felony, the sentence imposed shall be enhanced by an additional 18 months imprisonment and such additional sentence shall be presumptive imprisonment. K.S.A. 2018 Supp. 21-6805(g)(1)(B).

This special rule **DOES NOT** apply to crimes sentenced on the nondrug grid:

- K.S.A. 2018 Supp. 21-5705(d)(6)(B), Drug distribution to a minor;
- K.S.A. 21-5707, Unlawful manufacture, distribution, cultivation or possession of controlled substances using a communication facility;
- K.S.A. 21-5708, Unlawfully obtaining or selling a prescription-only drug;
- K.S.A. 21-5713, Unlawful distribution or possession of a simulated controlled substance;
- K.S.A. 21-5714, Unlawful representation that noncontrolled substance is controlled substance;
- K.S.A. 21-5710(e)(3)(A), Possess with intent to distribute or manufacture with intent to distribute any drug paraphernalia;
- K.S.A. 21-5710(e)(4)(B), Distributed or caused drug paraphernalia to be distributed to a minor or on or within 1,000 feet of any school property;
- K.S.A. 2018 Supp. 21-5706, Unlawful possession of controlled substances; and
- K.S.A. 21-5713, Unlawful distribution or possession of a simulated controlled substance on the drug grid.

4. Crime Committed for the Benefit of a Criminal Street Gang

If it is shown at sentencing that the offender committed any felony violation for the benefit of, at the direction of, or in association with any criminal street gang, with the specific intent to promote, further or assist in any criminal conduct by gang members, the sentence shall be presumed imprisonment. The sentencing court may impose an optional nonprison sentence and such nonprison sentence is not considered a departure and is not subject to appeal. K.S.A. 2018 Supp. 21-6804(k).

11. Extended Jurisdiction Juvenile Imposed

If an extended jurisdiction juvenile prosecution results in a guilty plea or finding of guilt, the court shall; (1) impose one or more juvenile sentences under K.S.A. 2018 Supp. 38-2361 and, (2) impose an adult criminal sentence, the execution of which shall be stayed on the condition that the juvenile offender does not violate the provisions of the juvenile sentence and does not commit a new offense. **An adult felony Journal Entry of Judgment must be completed for these cases.** K.S.A. 2018 Supp. 38-2364.

35. Aggravated Endangering a Child

The sentence for violation of K.S.A. 2018 Supp. 21-5601(b) (aggravated endangering of a child), is a nondrug severity 9, person felony, and shall be served consecutively to any other term or terms of imprisonment imposed by the court. Such sentence is not a departure and is not subject to appeal. K.S.A. 2018 Supp. 21-5601(c)(2).

36. Ballistic Resistant Material

If the trier of fact makes a finding that an offender wore or used ballistic resistant material during the commission of, attempt to commit, or flight from any felony, the sentence shall be enhanced by an additional 30 months imprisonment. Such additional sentence shall be presumptive prison and shall be served consecutively to any other term or terms of imprisonment imposed. K.S.A. 2018 Supp. 21-6804(t).

38. Unlawful Sexual Relations

The sentence for a violation of K.S.A. 2018 Supp. 21-5512, and amendments thereto, shall be presumptive imprisonment. Such sentence shall not be considered a departure and shall not be subject to appeal. K.S.A. 2018 Supp. 21-6804(s).

48. Law Enforcement Protection Act

If the trier of fact makes a finding beyond a reasonable doubt that an offender committed a nondrug felony offense against a law enforcement officer while that officer was engaged in performance of such officer's duty, or in whole or in part because such officer's status as a law enforcement officer, the sentence for such offense shall be increased one severity level above the appropriate level for such offense. If the offense is severity level 1, the sentence shall be life imprisonment of at least 25 years before eligibility for parole, and the offender shall not be eligible for probation or suspension, modification, or reduction of sentence. K.S.A. 2018 Supp. 21-6804(y)(1).

HABITUAL OR REPEAT OFFENSES

5. Persistent Sex Offender

The sentence for any persistent sex offender, as defined in K.S.A. 2018 Supp. 21-6804(j), whose current crime of conviction carries a presumptive term of imprisonment shall be double the maximum duration of the presumptive imprisonment term. The sentence for any persistent sex offender whose current conviction carries a presumptive nonprison term shall be presumed imprisonment and shall be double the maximum duration of the presumptive imprisonment term. However, the provisions of this subsection shall not apply to any person whose current crime of conviction is a severity level 1 or 2 nondrug felony, unless such current conviction is for the crime of rape, K.S.A. 2018 Supp. 21-5503, and the offender has at least one prior conviction for rape in this state or a comparable felony from another jurisdiction. K.S.A. 2018 Supp. 21-6804(j).

12. Second or Subsequent Conviction for Manufacture of a Controlled Substance

The sentence for a second or subsequent conviction for the manufacture of a controlled substance under K.S.A. 2018 Supp. 21-5703, IF the prior conviction was for manufacture of methamphetamine, shall be double the presumptive sentence length. However, the sentencing court may reduce the sentence in an amount not to exceed 50 percent of the special sentence length increase if mitigating circumstances exist. Any decision made by the sentencing court regarding the reduction is not considered a departure and is not subject to appeal. K.S.A. 2018 Supp. 21-6805(e).

- 1) If both the current and prior convictions do not involve methamphetamine, the crime is a drug severity level 1 felony and the special sentencing rule does not apply. Priors can include a substantially similar offense from another jurisdiction in which the substance was not methamphetamine. K.S.A. 21-5703(2)(B)

- 2) If the prior conviction involved methamphetamine but the current conviction does not, the crime is a drug severity level 2 felony and the special sentencing rule applies, imposing a sentence of double the maximum duration of the presumptive term of imprisonment.
- 3) If the prior conviction did not involve methamphetamine but the current conviction does, the crime is a drug severity level 1 felony and the special sentencing rule does not apply.
- 4) If both the current and prior convictions involve methamphetamine, the crime is a drug severity level 1 felony and the special sentencing rule applies, imposing a sentence of double the maximum duration of the presumptive term of imprisonment.

26. Third or Subsequent Conviction for Drug Possession

The sentence for a third or subsequent felony conviction of K.S.A. 2018 Supp. 21-5706 shall be presumed imprisonment. Such sentence shall not be considered a departure and shall not be subject to appeal. K.S.A. 2018 Supp. 21-6805(f)(1). There is no indication in the statute it would include priors that are substantially similar offenses from another state.

13. Residential Burglary with One Prior Residential, Non-Residence, or Aggravated Burglary Conviction

The sentence for the violation of burglary of a residence, K.S.A. 21-3715(a), prior to its repeal, K.S.A. 2018 Supp. 21-5807(a)(1), or an attempt or conspiracy to commit such, when the offender has a prior conviction for residential or nonresidential burglary, K.S.A. 21-3715(a) or (b), prior to its repeal; K.S.A. 2018 Supp. 21-5807(a)(1) or (a)(2) (automobile burglary is not included); aggravated burglary, K.S.A. 21-3716, prior to its repeal, K.S.A. 2018 Supp. 21-5807(b); or an attempt or conspiracy to commit such, shall be presumed imprisonment. K.S.A. 2018 Supp. 21-6804(l). There is no indication in the statute it would include priors that are substantially similar offenses from another state.

47. Residential Burglary with Criminal History C, D, or E Criminal History

This is imposed by K.S.A. 2018 Supp. 21-5807 for the crime of residential burglary. The law creates a special sentencing rule for burglary of a dwelling to make the sentence presumptive imprisonment if the offender has a criminal history score of 7C (one previous person felony and one previous nonperson felony), 7D (one previous person felony), or 7E (three or more nonperson felonies). K.S.A. 21-6804(x).

27. Burglary with Two or More Prior Convictions for Theft, Burglary or Aggravated Burglary

The sentence for a violation of burglary, K.S.A. 2018 Supp. 21-5807(a), when the offender has any combination of two or more prior convictions of theft, (K.S.A. 21-3701, prior to its repeal), burglary (K.S.A. 21-3715, prior to its repeal), aggravated burglary (K.S.A. 21-3716, prior to its repeal), theft of property as defined in K.S.A. 2018 Supp. 21-5801, burglary or aggravated burglary as defined in K.S.A. 2018 Supp. 21-5807, shall be presumed imprisonment and the defendant shall be sentenced to prison as provided by this section. Such sentence shall not be considered a departure and shall not be subject to appeal. K.S.A. 2018 Supp. 21-6804(p). There is no indication in the statute it would include priors that are substantially similar offenses from another state.

29. Felony Theft with Three or More Prior Convictions for a Felony Theft, Burglary, or Aggravated Burglary

The sentence for a violation of theft of property, K.S.A. 2018 Supp. 21-5801, when the offender has any combination of three or more prior felony convictions for theft (K.S.A. 21-3701, prior to its repeal), burglary (K.S.A. 21-3715, prior to its repeal), aggravated burglary (K.S.A. 21-3716, prior to its repeal), theft of property as defined in K.S.A. 2018 Supp. 21-5801, burglary or aggravated burglary as defined in K.S.A. 2018 Supp. 21-5807, shall be presumed imprisonment and the defendant shall be sentenced to prison as provided by this section. K.S.A. 2018 Supp. 21-6804(p).

There is no indication in the statute it would include priors that are substantially similar offenses from another state.

30. Substance Abuse Underlying Factor*

The court may make findings that substance abuse is the underlying factor in the commission of crimes under special rules #27 and #29 above and place the offender in an intensive treatment program for at least 4 months if the state substance abuse facility is likely to be more effective than prison in reducing the risk of offender recidivism, serve community safety interests and promote offender reformation; return to court upon successful completion. K.S.A. 2018 Supp. 21-6804(p).

**While this option is authorized by statute, it has never been funded and is not, therefore, an available option.*

31. Third or Subsequent Criminal Deprivation of a Motor Vehicle

The sentence for a third or subsequent violation of criminal deprivation of property that is a motor vehicle pursuant to K.S.A. 2018 Supp. 21-5803(b) shall be presumptive imprisonment. Such sentence shall not be considered a departure and shall not be subject to appeal. K.S.A. 2018 Supp. 21-6804(n). There is no indication in the statute it would include priors that are substantially similar offenses from another state.

16. Second Forgery

The crime of forgery is a severity level 8, nonperson felony on the nondrug grid. The sentence for a felony violation of K.S.A. 2018 Supp. 21-5823(b)(3) shall be as provided by the specific mandatory sentencing requirements of that statute unless the new conviction places the offender in the criminal history category A or B. In such case, the sentence shall be as for a severity level 8, nonperson felony. K.S.A. 2018 Supp. 21-6804(i)(1) and (2).

The specific mandatory sentencing provisions of K.S.A. 2018 Supp. 21-5823 provide that upon a first conviction for forgery, the offender is to be fined the lesser of the amount of the forged instrument or \$500. For a second conviction of forgery the offender is required to serve at least 30 days imprisonment as a condition of probation and is to be fined the lesser of the amount of the forged instrument or \$1,000. The offender is not eligible for release on probation, suspension, or reduction of sentence or parole until after serving the mandatory 30 or 45 day sentences as provided herein. K.S.A. 2018 Supp. 21-5823(b). There is no indication in the statute it would include priors that are substantially similar offenses from another state.

State v. Luttig, 40 Kan. App. 2d 1095, 199 P.3d 793 (2009) identified this shock time jail sentence as a penalty enhancement, and therefore prior convictions of forgery used to enhance the penalty could not be used for criminal history purposes. The Kansas Supreme Court affirmed this holding in *State v. Gilley*, 290 Kan. 31, 223 P.3d 774 (2010). However, 2010 House Bill 2469, effective April 8, 2010, amended K.S.A. 2010 Supp. 21-4710(d)(11) [now K.S.A. 2018 Supp. 21-6810(d)(10)], to provide for inclusion of prior offenses in the criminal history that enhance a penalty so long as they do not enhance the severity level of the offense, elevate the classification from misdemeanor to felony, or are not elements of the present crime of conviction. *State v. Pearce*, 51 Kan. App. 2d 116, 342 P.3d 963 (2015).

17. Third or Subsequent Conviction for Forgery

Upon a third or subsequent conviction of forgery the offender is required to serve at least 45 days imprisonment as a condition of probation and is to be fined the lesser of the amount of the forged instrument or \$2,500. The offender is not eligible for release on probation, suspension, or reduction of sentence or parole until after serving the mandatory 45 day sentence as provided herein. K.S.A. 2018 Supp. 21-5823(b).

State v. Luttig, 40 Kan. App. 2d 1095, 199 P.3d 793 (2009) identified this shock time jail sentence as a penalty enhancement, and therefore prior convictions of forgery used to enhance the penalty may not be used for criminal history purposes. The Kansas Supreme Court affirmed this holding in *State v. Gilley*, 290 Kan. 31, 223 P.3d 774 (2010). As noted above however, 2010 House Bill 2469, effective April 8, 2010, amended K.S.A. 2010 Supp. 21-4710(d)(11) [now K.S.A. 2018 Supp. 21-6810(d)(10)], to provide for inclusion of prior offenses in the criminal history that enhance a penalty so long as they do not enhance the severity level of the offense, elevate the classification from misdemeanor to felony, or are not elements of the present crime of conviction. *State v. Pearce*, 51 Kan. App. 2d 116, 342 P.3d 963 (2015).

9. Crime Committed While Incarcerated and Serving a Felony Sentence, or While on Probation, Parole, Conditional Release, or Postrelease Supervision for a Felony

Under any of these conditions, a new sentence shall be imposed pursuant to the consecutive sentencing requirements of K.S.A. 2018 Supp. 21-6606 AND if the new crime of conviction is a felony, the sentencing court may sentence the offender to imprisonment for the new conviction, even when the new crime of conviction otherwise presumes a nonprison sentence. Imposition of a prison sentence for the new crime does not constitute a departure. K.S.A. 2018 Supp. 21-6604(f)(1), and also *State v. Allen*, 28 Kan. App. 2d 784, 20 P.3d 747 (2001). See also K.S.A. 2018 Supp. 21-6606(e)(2) (serving indeterminate sentence).

40. Felony Committed after Early Discharge where Offender would have been on Probation or Postrelease Supervision for a Felony

On and after July 1, 2013, an offender who receives presumptive discharge from probation pursuant to K.S.A. 2018 Supp. 21-6608(d) or is granted early discharge from postrelease supervision pursuant to K.S.A. 2018 Supp. 22-3717(d)(2), and commits a felony during the time in which the offender would have been under supervision had it not been for discharge, may be sentenced to prison for the new felony even if the sentence for such felony is presumptive nonprison. K.S.A. 2018 Supp. 21-6604(f)(2).

28. Crime Committed While Incarcerated in a Juvenile Correctional Facility for an Offense Which if Committed by an Adult Would be a Felony

A special rule pertains to juveniles who commit a new felony while incarcerated in a juvenile correctional facility for a crime which if committed by an adult would be a felony. In such instances, the court shall sentence the offender to imprisonment for the new conviction, even when the new crime of conviction otherwise presumes a nonprison sentence. Imposition of a prison sentence for the new crime does not constitute a departure. The conviction shall operate as a full and complete discharge from any obligations, except for an order of restitution, imposed on the offender arising from the offense for which the offender was committed to a juvenile correctional facility. K.S.A. 2018 Supp. 21-6604(f)(3).

10. Crime Committed While the Offender is on Release for a Felony Bond

When a new felony is committed while the offender is on release pursuant to article 28 of chapter 22 (Conditions of Release) of the Kansas Statutes Annotated, or similar provisions of the laws of another jurisdiction, a new sentence may be imposed pursuant to the consecutive sentencing requirements of K.S.A. 2018 Supp. 21-6606 and the sentencing court may sentence an offender to imprisonment for the new conviction, even if the new crime of conviction otherwise presumes a nonprison sentence. Imposition of a prison sentence for the new crime committed while on release for a felony does not constitute a departure. K.S.A. 2018 Supp. 21-6604(f)(4). However, K.S.A. 2018 Supp. 21-6606(d) indicates that any person who is convicted and sentenced for a crime committed while on release for a felony pursuant to article 28 of chapter 22 of the Kansas Statutes

Annotated shall serve the sentence consecutively to the term or terms under which the person was released. Because of this conflict, a court imposing a consecutive sentence should clarify that consecutive sentencing was done in the exercise of discretion, not because it was mandated.

37. Second or Subsequent Identity Theft or Identity Fraud

The sentence for a violation of identity theft or identity fraud as defined in K.S.A. 2018 Supp. 21-6107, or any attempt or conspiracy to commit such offense, shall be presumptive prison when the offender has a prior conviction for a violation of identity theft under K.S.A. 21-4018, prior to its repeal, or identity theft or identity fraud under this statute, or any attempt or conspiracy to commit such offense. K.S.A. 2018 Supp. 21-6804(u). There is no indication in the statute it would include priors that are substantially similar offenses from another state. Such sentence is not considered a departure and is not subject to appeal.

41. Leaving the Scene of an Accident

If the current crime of conviction is leaving the scene of an accident when the accident involves great bodily harm or the death of any person, K.S.A. 8-1602(b)(3) through (5), the following prior convictions for offenses committed on or after July 1, 2011, shall count as a person felony for criminal history purposes:

- 8-235, driving a vehicle without a license;
- 8-262, driving while license is canceled, suspended, or revoked;
- 8-287, driving while one's privileges are revoked for being a habitual violator;
- 8-291, violating restrictions on driver's license or permit;
- 8-1566, reckless driving;
- 8-1567, driving under the influence of alcohol or drugs;
- 8-1568, fleeing or attempting to elude a police officer;
- 8-1602, leaving the scene of an accident resulting in injury, great bodily harm, or death;
- 8-1605, failing to contact the owner of vehicle following an accident causing damage to unattended property;
- 40-3104, failing to obtain motor vehicle liability insurance coverage;
- Subsection (a)(3) or (a)(5) of K.S.A. 2018 Supp. 21-5405, involuntary manslaughter committed while DUI;
- K.S.A. 2018 Supp. 21-5406, vehicular homicide; or
- A violation of a city ordinance or law of another state which would also constitute a violation of such sections. K.S.A. 2018 Supp. 21-6811(i).

42. Involuntary Manslaughter by DUI

If the current crime of conviction is involuntary manslaughter while driving under the influence of alcohol or drugs, K.S.A. 2018 Supp. 21-5405(a)(3) or (a)(5), each prior adult conviction, diversion in lieu of criminal prosecution or juvenile adjudication for any violation of K.S.A. 2018 Supp. 8-1567 (DUI) or K.S.A. 2018 Supp. 8-2,164 (Commercial DUI) or a violation of a law of another state or an ordinance of any city, or resolution of any county which prohibits these acts shall count as one person felony for criminal history purposes. K.S.A. 2018 Supp. 21-5405(a)(3) and (a)(5) and K.S.A. 2018 Supp. 21-6811(c)(2).

43. Third or Subsequent Flee and Attempt to Elude

The sentence for a third or subsequent violation of fleeing or attempting to elude a police officer, K.S.A. 8-1568, shall be presumptive imprisonment and shall be imposed consecutive to any other term of imprisonment imposed. K.S.A. 2018 Supp. 21-6804(v). There is no indication in the statute it would include priors that are substantially similar offenses from another state. Such sentence is not considered a departure and is not subject to appeal.

44. Aggravated Battery by DUI

If current conviction is for K.S.A. 21-5413(b)(3) or (b)(4), the first prior conviction, adjudication or diversion of K.S.A. 8-1567 (DUI), K.S.A. 8-2,144 (Commercial DUI), or comparable law of a different jurisdiction, shall count as a nonperson felony for criminal history purposes. Each second and subsequent prior adult conviction, diversion or juvenile adjudication of these offenses shall count as a person felony for criminal history purposes.

45. Aggravated Criminal Damage to Property

K.S.A. 21-5813(b) (Scrap Metal) and amendments thereto, when such person being sentenced has a prior conviction for any nonperson felony shall be presumptive imprisonment. Such sentence shall not be considered a departure and shall not be subject to appeal.

46. Kansas Offender Registration Act

K.S.A. 2018 Supp. 21-6804(m) provides that the sentence for a violation of K.S.A. 22-4903 or K.S.A. 2018 Supp. 21-5913(a)(2), and amendments thereto, shall be presumptive imprisonment. If an offense under such sections is classified in grid blocks 5-E, 5-F, 5-G, 5-H or 5-I, the court may impose an optional nonprison sentence as provided in K.S.A. 2018 Supp. 21-6804(q).

NONGRID OFFENSES

6. Felony DUI

Felony driving under the influence as defined in K.S.A. 2018 Supp. 8-1567 is a nongrid crime with no guidelines severity level or other connection to the KSGA. Instead, the specific sentencing provisions of the DUI statute determine the sentence. Additionally, the offender cannot be sent to a state correctional facility to serve the sentence imposed. K.S.A. 2018 Supp. 21-6804(i). However, for a third or subsequent DUI, an offender is required to serve a mandatory post-imprisonment supervision period of one year under the supervision of community correctional services or court services, as determined by the court. Any violation of the conditions of such supervision may subject the person to revocation and imprisonment in jail for the remainder of the period of imprisonment, supervision period, or any combination or portion thereof. The term of supervision may be extended at the court's discretion beyond one year, and any violation of the conditions of such extended term of supervision may subject such person to the revocation of supervision and imprisonment in jail of up to the remainder of the original sentence, not the term of extended supervision. K.S.A. 2018 Supp. 8-1567(b)(3).

8. Felony Domestic Battery

Felony domestic battery, as defined in K.S.A. 2018 Supp. 21-5414(b)(3), is a nongrid person felony with no guidelines severity level or other connection to the KSGA. The specific sentencing provision of the domestic battery statute determines the sentence. Additionally, the offender cannot be sent to a state correctional facility to serve the sentence imposed. K.S.A. 2018 Supp. 21-6804(i).

21. Animal Cruelty

Felony animal cruelty, as defined in K.S.A. 2018 Supp. 21-6412(a)(1), (a)(6) or (b)(2)(B), is a nongrid, nonperson felony with no guidelines severity level or other connection to the KSGA. The sentence for felony animal cruelty shall be as provided by the specific mandatory sentencing requirements of K.S.A. 2018 Supp. 21-6412(b)(1) or (b)(2)(B). Additionally, the offender cannot be sent to a state correctional facility to serve the sentence. K.S.A. 2018 Supp. 21-6412 and K.S.A. 2018 Supp. 21-6804(i).

Felony animal cruelty involving a working or assistance dog, as defined in K.S.A. 2018 Supp. 21-6416(a), is a nongrid, nonperson felony with no guidelines severity level or other connection to the KSGA. The sentence for felony animal cruelty of a working or assistance dog shall be as provided

by the specific mandatory sentencing requirements of K.S.A. 2018 Supp. 21-6416(b). Additionally, the offender cannot be sent to a state correctional facility to serve the sentence. K.S.A. 2018 Supp. 6804(i).

FINANCE OFFENSES

25. Fraudulent Insurance Act

A fraudulent insurance act shall constitute a severity level 6, nonperson felony if the amount involved is \$25,000 or more; a severity level 7, nonperson felony if the amount involved is at least \$5,000 but less than \$25,000; a severity level 8, nonperson felony if the amount involved is at least \$1,000 but less than \$5,000; and a class C nonperson misdemeanor if the amount is less than \$1,000. Any combination of fraudulent acts occurring within a period of six consecutive months which involves \$25,000 or more shall have a presumptive prison sentence of imprisonment regardless of its location on the sentencing grid block. K.S.A. 2018 Supp. 40-2,118(e).

15. Kansas Uniform Securities Act

Any violation of the Kansas Uniform Securities Act, K.S.A. 17-12a101 *et seq.*, resulting in a loss of \$25,000 or more, shall have a presumptive sentence of imprisonment regardless of the offender's presumptive sentence as located on the nondrug grid. K.S.A. 2018 Supp. 17-12a508(a)(5).

19. Mortgage Business Act

Any person who willfully or knowingly violates any of the provisions of this act, any rule, and regulation adopted or order issued under this act commits a severity level 7 nonperson felony. A second or subsequent conviction of this act, regardless of its location on the sentencing grid block, shall have a presumptive sentence of imprisonment. K.S.A. 2018 Supp. 9-2203(e).

20. Loan Brokers Act

Any person who willfully violates any provision of this act or knowingly violates any cease and desist order issued under this act commits a severity level 7, nonperson felony. Any violation of this act committed on or after July 1, 1993 and resulting in a loss of \$25,000 or more, regardless of its location on the sentencing grid block, shall have a presumptive sentence of imprisonment. K.S.A. 2018 Supp. 50-1013(a).

MULTIPLE CONVICTIONS

When separate sentences of imprisonment for different crimes are imposed on a defendant on the same date, including sentences for crimes for which suspended sentences, probation or assignment to a community correctional services program have been revoked, such sentences shall run concurrently or consecutively at the discretion of the sentencing court. The sentencing judge may consider the need to impose an overall sentence that is proportionate to the harm and culpability and shall state on the record if the sentence is to be served concurrently or consecutively. K.S.A. 2018 Supp. 21-6606 and 21-6819(b). If the sentencing court is silent as to whether multiple sentences are to run consecutively or concurrently, the sentences shall run concurrently except as provided by K.S.A. 2018 Supp. 21-6606(c), (d) and (e).

CONCURRENT AND CONSECUTIVE SENTENCES

Consecutive sentencing is mandatory in certain circumstances if it will not result in a manifest injustice. K.S.A. 2018 Supp. 21-6819(a). Consecutive sentencing is generally required when imposing a sentence for:

- a felony committed while the offender was on probation, assigned to a community corrections services program, on parole, conditional release, postrelease supervision, or serving time for a felony; K.S.A. 2018 Supp. 21-6606(c),
- a felony committed while the offender was on felony bond; K.S.A. 2018 Supp. 21-6606(d), (Special Rule #10);
- a knowing or reckless violation of battery against a law enforcement officer; K.S.A. 2018 Supp. 21-6804(r), (Special Rule #34);
- aggravated endangering a child, K.S.A. 2018 Supp. 21-5601, (Special Rule #35)
- a finding that the offender wore ballistic resistant materials, in which the offender shall serve an additional 30 months' imprisonment consecutive to any other sentence, K.S.A. 2018 Supp. 21-6804(t), (Special Rule #36); and
- a felony committed while the offender was incarcerated and serving a sentence for a felony in any place of incarceration. K.S.A. 2018 Supp. 21-6606(e)(1), (Special Rule #9).

DETERMINING THE BASE SENTENCE AND PRIMARY CRIME

In all sentencing cases involving multiple convictions, the sentencing court must establish the base sentence for the primary crime. The primary crime is determined pursuant to K.S.A. 2018 Supp. 21-6819(b)(2) as follows:

- The primary crime is generally the crime with the highest severity ranking. However, an off-grid crime shall not be used as the primary crime in determining the base sentence when imposing multiple sentences. The primary on-grid offense shall be sentenced with full criminal history and forms the base sentence for the guidelines sentence. The off-grid sentence remains primary overall, but is added to the guidelines sentence or concurrent to the guidelines sentence, as determined by the court.
- In situations where more than one crime is classified in the same category, the sentencing judge must designate which crime will serve as the primary crime.
 - A presumptive imprisonment crime is primary over a presumptive nonimprisonment crime.
 - When the offender is convicted of crimes sentenced on nondrug and drug grids, the primary crime is the one that carries the longest prison term. Therefore, in sentencing with the drug grid and nondrug, both crimes having the same presumption of probation or imprisonment, the primary crime shall be the crime with the longest sentence term.

For the “base” sentence, the offender’s full criminal history is to be applied to determine the presumptive range for that crime. However, non-base sentences will not have criminal history scores applied and shall be calculated in the criminal history I (far right) column of the grid according to the severity level of the crime. K.S.A. 2018 Supp. 21-6819(b)(3) and (b)(5).

WHEN PRIMARY CRIME IS PRISON

If the sentence for the primary crime is prison, the entire imprisonment term of the consecutive sentences will be served in prison, even if the additional crimes are presumptive nonprison. K.S.A. 2018 Supp. 21-6819(b)(6).

“DOUBLE” RULE

When consecutive sentences are imposed, the total prison sentence imposed cannot exceed twice the base sentence. This is referred to as the “double rule.” K.S.A. 2018 Supp. 21-6819(b)(4). This means that

the sentencing court is not required to shorten the length of any of the individual non-base sentences given to an offender, as long as the court orders that the total sentence given to the offender is adjusted so that it does not exceed twice the base sentence. The term “base sentence” applies to the base sentence actually imposed, not to the maximum base sentence that could have been imposed according to the sentencing grid. *State v. Snow*, 282 Kan. 323, 341-42, 144 Kan. 729 (2006). The sentencing judge shall have the discretion to impose a consecutive term of imprisonment for a crime other than the primary crime of any term of months not to exceed the nonbase sentence. K.S.A. 2018 Supp. 21-6819(b)(1). This allows the court the discretion to impose less than the full sentence for each additional offense ordered to run consecutively to the primary offense.

ON-GRID AND OFF-GRID CONVICTIONS

If sentences for off-grid and on-grid (sentencing guidelines) convictions are ordered to run consecutively, the offender shall not begin to serve the on-grid sentence until paroled from the off-grid sentence, and the postrelease period will be based on the off-grid crime. K.S.A. 2018 Supp. 21-6819(b)(2).

NONPRISON SENTENCES RUN CONCURRENT

In cases of multiple nonprison sentences, the nonprison (probation) terms shall not be aggregated or served consecutively. If the underlying prison sentences for a nonprison sentence are ordered to run consecutively and the nonprison term is revoked, the offender will serve the prison terms consecutively. K.S.A. 2018 Supp. 21-6819(b)(8).

CRIMES COMMITTED PRIOR TO JULY 1, 1993

If an offender is sentenced to prison for a crime committed on or after July 1, 1993, while the offender was imprisoned for an offense committed prior to July 1, 1993, and the offender is not eligible for the retroactive application of the KSGA, the new sentence begins when the offender is paroled or reaches the conditional release date on the old sentence, whichever is earlier.

If the offender was past the offender’s conditional release date at the time the new offense was committed, the new sentence begins when the offender is ordered released by the Prisoner Review Board or reaches the maximum sentence date on the old sentence, whichever is earlier.

The new sentence is then served as otherwise provided by law. The period of postrelease supervision will be based on the new sentence. K.S.A. 2018 Supp. 21-6606(e)(2).

POSTRELEASE SUPERVISION

In cases involving multiple convictions, the crime carrying the longest postrelease supervision term, including off-grid crimes, will determine the period of postrelease supervision. K.S.A. 2018 Supp. 22-3717(d)(1)(F). Postrelease supervision periods will not be aggregated.

CONSOLIDATION

Orders of consolidation should be completed in both cases. PSIs should be prepared for both cases wherein the primary offense is indicated by case and count number, as well as subsequent counts. A separate Journal Entry of Judgment form (JE) must be used for each separate case number that is

consolidated with the primary case. All cases should have their own JE, including misdemeanor cases, with felony PSIs and criminal history included with felony offenses. All counts other than the primary offense in the primary case will use criminal history I.

DEPARTURES AND DEPARTURE FACTORS

Either party may file a motion seeking a departure, or the sentencing court may depart on its own motion. Any party filing a motion to depart must state in its motion the type of departure sought and the reasons relied upon. Both the prosecution and defense shall have a reasonable time to prepare for a departure hearing, and the sentencing court shall transmit to both parties, copies of the presentence investigation report prior to the hearing. The State must provide notice of a departure hearing to any victim or the victim's family, and the sentencing court shall review the victim impact statement. Parties may brief the sentencing court in writing and make oral arguments to the court at the hearing. K.S.A. 2018 Supp. 21-6817(a)(1) and (a)(3).

At the conclusion of the departure hearing or within 21 days thereafter, the sentencing court shall issue findings of fact and conclusions of law regarding the issues submitted by the parties, and shall enter an appropriate order. K.S.A. 2018 Supp. 21-6817(a)(2). Whenever the sentencing court departs from the presumptive guidelines sentence, the court must make findings of fact as to the reasons for departure regardless of whether a hearing is requested. K.S.A. 2018 Supp. 21-6817(a)(4). If a factual aspect of the current crime of conviction is an element of the crime or is used to subclassify the crime on the crime severity scale, that factual aspect may be used as an aggravating or mitigating factor to justify a departure from the presumptive sentence only if the criminal conduct constituting that aspect of the current crime of conviction is significantly different from the usual criminal conduct captured by the aspect of the crime. K.S.A. 2018 Supp. 21-6815(c)(3).

In determining aggravating or mitigating circumstances, the sentencing court shall consider:

- any evidence received during the proceeding, including the victim impact statement;
- the presentence investigation report;
- written briefs and oral arguments of either the State or counsel for the defendant; and
- any other evidence relevant to such aggravating or mitigating circumstances that the court finds trustworthy and reliable. K.S.A. 2018 Supp. 21-6815(d)(1) through (d)(4).

MITIGATING FACTORS

The following nonexclusive list of statutorily enumerated factors may be considered in determining whether substantial and compelling reasons for a downward dispositional departure exist:

- The victim was an aggressor or participant in the criminal conduct associated with the crime of conviction;
- The offender played a minor or passive role in the crime or participated under circumstances of duress or compulsion. This factor is not sufficient as a complete defense;
- The offender, because of physical or mental impairment, lacked substantial capacity for judgment when the offense was committed. The voluntary use of intoxicants, drugs or alcohol does not fall within the purview of this factor;
- The defendant, or the defendant's children, suffered a continuing pattern of physical or sexual abuse by the victim of the offense and the offense is a response to that abuse; or
- The degree of harm or loss attributed to the current crime of conviction was significantly less than typical for such an offense.

- The offender committed such crime as a result of an injury, including major depressive disorder, polytrauma, post-traumatic stress disorder or traumatic brain injury, connected to service in a combat zone in the armed forces of the United States of America. K.S.A. 2018 Supp. 21-6815(c)(1)(A) through (F).

K.S.A. 2018 Supp. 21-6815(e) provides additional mitigating factors to be considered. It provides that, upon motion of the prosecutor stating that the defendant has provided substantial assistance in the investigation or prosecution of another person who is alleged to have committed an offense, the court may consider such mitigation in determining whether substantial and compelling reasons for a departure exist. In considering this mitigating factor, the court may consider the following:

- the court's evaluation of the significance and usefulness of the defendant's assistance, taking into consideration the prosecutor's evaluation of the assistance rendered;
- the truthfulness, completeness and reliability of any information or testimony provided by the defendant;
- the nature and extend of the defendant's assistance;
- any injury suffered, or any danger or risk of injury to the defendant or the defendant's family resulting from such assistance; and
- the timeliness of the defendant's assistance. K.S.A. 2018 Supp. 21-6815(e).

For Jessica's Law departures, the sentencing judge may rely on the same mitigating factors to find substantial and compelling reasons for a departure from the mandatory minimum of Jessica's Law, and to support an additional departure from the default prison sentence pursuant to the sentencing guidelines act. *State v. Spencer*, 291 Kan. 796, 248 P.3d 256 (2011).

AGGRAVATING FACTORS

The following nonexclusive list of aggravating factors may be considered in determining whether substantial and compelling reasons for departure exist:

- The victim was particularly vulnerable due to age, infirmity, or reduced physical or mental capacity that was known or should have been known to the offender;
- The defendant's conduct during the commission of the current offense manifested excessive brutality to the victim in a manner not normally present in that offense;
- The offense was motivated by the defendant's belief or perception, entirely or in part, of the race, color, religion, ethnicity, national origin or sexual orientation of the victim, whether or not the defendant's belief or perception was correct;
- The offense involved a fiduciary relationship which existed between the defendant and the victim;
- The defendant, 18 or more years of age, employed, hired, used, persuaded, induced, enticed, or coerced any individual under 16 years of age to commit or assist in avoiding detection or apprehension for commission of any person felony or any attempt, conspiracy or solicitation to commit any person felony regardless of whether the defendant knew the age of the individual was under 16 years of age;
- The defendant's current crime of conviction is a crime of extreme sexual violence and the defendant is a predatory sex offender as defined by this section;
- The defendant was incarcerated at the time the crime was committed; or
- The crime involved two or more participants in the criminal conduct, and the defendant played a major role in the crime as the organizer, leader, recruiter, manager, or supervisor. K.S.A. 2018 Supp. 21-6815(c)(2)(A) through (H).

DRUG GRID CRIMES - ADDITIONAL AGGRAVATING FACTORS

In addition to the factors listed above, the following aggravating factors which apply to drug felonies committed on or after July 1, 1993, may be considered in determining whether substantial and compelling reasons for departure exist:

- The crime was committed as part of a major organized drug manufacture, production, cultivation or delivery activity. Two or more of the following nonexclusive factors constitute evidence of major organized drug manufacture, production, cultivation or delivery activity:
 - The offender derived a substantial amount of money or asset ownership from the illegal drug sale activity;
 - The presence of a substantial quantity or variety of weapons or explosives at the scene of arrest or associated with the illegal drug activity;
 - The presence of drug transaction records or customer lists that indicate a drug sale activity of major size;
 - The presence of manufacturing or distribution materials such as, but not limited to, drug recipes, precursor chemicals, laboratory equipment, lighting, irrigation systems, ventilation, power-generation, scales or packaging material;
 - Building acquisitions or building modifications including but not limited to painting, wiring, plumbing or lighting which advanced or facilitated the commission of the offense;
 - Possession of large amounts of illegal drugs, or substantial quantities of controlled substances;
 - A showing that the offender has engaged in repeated criminal acts associated with the manufacture, production, cultivation, or delivery of controlled substances.
- The offender possessed illegal drugs:
 - With the intent to sell, which were sold or were offered for sale to a person under 18 years of age; or
 - With the intent to sell, deliver or distribute, or which were sold, or offered for sale in the immediate presence of a person under 18 years of age;
- The offender, 18 or more years of age, employs, hires, uses, persuades, induces, entices, coerces any individual under 16 years of age to violate or assist in avoiding detection or apprehension for violation of any provision of the uniform controlled substances act, or any attempt, conspiracy or solicitation to commit a violation of any provision of the uniform controlled substances act, regardless of whether the offender knew the individual was under 16 years of age;
- The offender was incarcerated at the time the crime was committed. K.S.A. 2018 Supp. 21-6816(a)(1) through (a)(4).
- In determining whether aggravating factors exist as provided in this section, the court shall review the victim impact statement. K.S.A. 2018 Supp. 21-6816(b).

DURATIONAL DEPARTURES

When imposing a departure sentence, the sentencing court should begin with the grid block corresponding to the severity level of the crime of conviction and the offender's criminal history. A sentence that is an upward durational departure cannot exceed twice the maximum presumptive sentence. There is no limit on a downward durational departure. K.S.A. 2018 Supp. 21-6818(b).

DISPOSITIONAL DEPARTURES

The sentencing court may also depart from the presumptive disposition in the case by sentencing an offender for whom the presumptive sentence is probation to prison (upward dispositional departure), or by sentencing an offender for whom the presumptive sentence is prison to a nonprison sanction (downward dispositional departure). See K.S.A. 2018 Supp. 21-6818(c) and (d). When the sentencing judge imposes a prison sentence as a dispositional departure, the term of imprisonment shall not exceed the maximum duration of the presumptive imprisonment term. If an upward dispositional departure is combined with an upward durational departure, the sentencing court must define separate substantial and compelling reasons for both departures. See K.S.A. 2018 Supp. 21-6818(c)(2). However, this requirement does not apply in the case of a downward dispositional and durational departure combination.

JESSICA’S LAW OFFENSES

When the court finds substantial and compelling reasons to impose a downward departure, the court may impose the guidelines sentence in lieu of the mandatory minimum sentence. K.S.A. 2018 Supp. 21-6627(d).

A downward departure from an off-grid Jessica’s Law sentence must first depart to a guidelines sentence within the grid box reflecting the offender’s criminal history and the severity level of the crime when the victim’s age and the offender’s age are not considered. If the sentencing judge wishes to depart from the presumptive guidelines sentence, the court must also consider whether substantial and compelling factors exist to justify a second departure from the presumptive sentence. *State v. Jolly*, 291 Kan. 842, 249 P.3d 421 (2011) and *State v. Spencer*, 291 Kan. 796, 248 P.3d 256 (2011).

CRIMES OF EXTREME SEXUAL VIOLENCE

No downward dispositional departure shall be imposed for any crime of extreme sexual violence, as defined in K.S.A. 2018 Supp. 21-6815 and the sentencing judge shall not impose a downward durational departure for a crime of extreme sexual violence to less than 50% of the center of the range of the sentence for such crime. K.S.A. 2018 Supp. 21-6818(a).

POSTRELEASE SUPERVISION DEPARTURE FOR SEXUALLY MOTIVATED OFFENSES

If an offender is convicted of a sexually motivated crime, as defined in 2018 Supp. K.S.A. 22-3717(d)(2), the sentencing court, based upon substantial and compelling reasons stated on the record, may depart from the prescribed postrelease supervision period and place the offender on postrelease supervision for a maximum period of 60 months. This is considered a departure and is subject to appeal. K.S.A. 2018 Supp. 22-3717(d)(1)(D)(i) and (ii).

JURY TRIAL PROCEDURES FOR UPWARD DURATIONAL DEPARTURE

- If the State seeks an upward durational departure sentence, the aggravating factor(s) must first be stipulated to by defendant or proven to a unanimous jury beyond a reasonable doubt. In *State v. Gould*, 271 Kan. 394, 23 P.3d 801 (2001), the Supreme Court held that facts (aggravators) that would increase the penalty beyond the statutory maximum, other than a prior conviction, must be submitted

to a jury and proved beyond a reasonable doubt. The Legislature then amended K.S.A. 21-4716 [now K.S.A. 2018 Supp. 21-6815(b)] to provide a statutory framework for such a jury proceeding:

- In *State v. Horn*, 291 Kan. 1, 8–9, 238 P.3d 238 (2010), the Kansas Supreme Court stated the prior statutory language “appears to contemplate the use of an existing trial jury in the separate departure sentence proceeding.” It then determined “that a defendant’s waiver of his or her right to a jury trial on the issue of guilt mandates that the court, not a jury, will hear the evidence and make the factual findings on the existence of the asserted sentence-enhancing factor.” In the 2011 legislative session, the Kansas Legislature addressed the *Horn* decision by amending K.S.A. 2010 Supp. 21–4718(b)(4). The statute now simply provides the determination regarding an upward departure must be made by “a jury as soon as practicable.” It also notes “If the jury at the upward durational departure sentence proceeding has been waived, the upward durational departure sentence proceeding shall be conducted by the court.”
- The defendant must be informed of the right to have aggravating departure factors determined by a jury in order for such waiver to be valid. *State v. Duncan*, 291 Kan. 467, 243 P. 3d 338 (2010).
- A County or District Attorney seeking an upward durational departure must provide notice 30 days prior to the date of trial or, within 7 days from the date of the arraignment if the trial is to take place in less than 30 days from the date of the arraignment. K.S.A. 2018 Supp. 21-6817(b)(1). The court shall determine if the presentation of the evidence regarding the aggravating factors shall be presented during the trial of the matter or in the jury proceeding following the trial. K.S.A. 2018 Supp. 21-6817(b)(2).
- The jury shall determine, based on the reasonable doubt standard, whether aggravating factors exist that may serve to enhance the maximum sentence. If one or more aggravating factors are found to exist, by a unanimous jury vote, such factors shall be reported to the court on a special jury verdict form. K.S.A. 2018 Supp. 21-6817(b)(4) and (b)(7).

DEPARTURE AND CONSECUTIVE SENTENCING COMBINATION

The following shall apply for a departure from the presumptive sentence based on aggravating factors within the context of consecutive sentences:

- The court may depart from the presumptive limits for consecutive sentences only if the judge finds substantial and compelling reasons to impose a departure sentence for any of the individual crimes being sentenced consecutively. K.S.A. 2018 Supp. 21-6819(c)(1).
- When a departure sentence is imposed for any of the individual crimes sentenced consecutively, the imprisonment term of that departure sentence shall not exceed twice the maximum presumptive imprisonment term that may be imposed for that crime. K.S.A. 2018 Supp. 21-6819(c)(2).
- The total imprisonment term of the consecutive sentences, including the imprisonment term for the departure crime, shall not exceed twice the maximum presumptive imprisonment term of the departure sentence following aggravation. This, referred to as the “double-double rule”, means that the total prison term of the consecutive sentences must not be more than twice the upward departure sentence. K.S.A. 2018 Supp. 21-6819(c)(3).

Examples

An offender is convicted of kidnapping (severity level 3), aggravated burglary (severity level 5), and theft with a loss of at least \$1,000 but less than \$25,000 (severity level 9). The offender has one prior person felony conviction placing him in criminal history Category D. If the jury determines, based on the reasonable doubt standard, that substantial and compelling reasons exist to impose an upward durational departure sentence for the kidnapping, that departure may be imposed in conjunction with

the imposition of consecutive sentences for the remaining convictions of aggravated burglary and theft. Both the limits on the total consecutive term and the limits applicable to upward durational departure sentences apply.

The sentencing court begins by establishing a base sentence for the primary sentence. In this fact pattern, the most serious crime of conviction is the kidnapping, with a presumed imprisonment sentence of 94 months, which becomes the base sentence. The two remaining convictions at criminal history Category I have presumptive sentences of 32 and 6 months respectively. (If the sentencing court wished only to sentence these offenses consecutively, the total sentence could not aggregate to a sum greater than two times the base without a durational departure sentence. In this hypothetical case, the greatest aggregate consecutive sentence would be 2×94 , or 188 months. Here, the total sum of $94 + 32 + 6$ would be 132 months, a consecutive sentence clearly within the limit of twice the base sentence.)

Assume that the jury establishes a finding for an upward durational departure sentence for the kidnapping conviction based on the presence of an aggravating factor and the court imposes three consecutive sentences for the three offenses in this case.

Base sentence: Kidnapping at Maximum Presumptive Sentence = 100 months

(Kidnapping at severity level 3, criminal history D on the nondrug grid)

Other sentences: Aggravated Burglary and Theft = 32 and 6 months.

(Aggravated Burglary at severity level 5, criminal history I and Theft at severity level 9, criminal history I on the nondrug grid)

The base sentence may be enhanced to a maximum departure length of up to 200 months, or two times the maximum presumptive sentence. This is the standard rule for any departure sentence. In addition, the total imprisonment term of the consecutive sentences, including the departure term, shall not exceed twice the departure of the enhanced sentence. Therefore, the aggregate consecutive sentence in this example cannot exceed 2×200 , or 400 months. The sum of $200 + 32 + 6$, or 238 months is well within the limit of 400 months.

The sentencing court may choose to depart and impose a longer sentence for the aggravated burglary and theft if independent substantial and compelling reasons exist to justify those departures. The aggregate consecutive sentence becomes $200 + 64 + 12$, or 276 months, which is still within the limit of 400 months. This sentence would represent a durational departure sentence within a consecutive sentence context, and the limits on the total duration of such a sentence are sometimes referred to as the "double-double rule." The application of the "double-double rule" allows a sentencing court considerable discretion in fashioning a sentence for exceptional cases that warrant both an upward durational departure and consecutive sentencing. See *State v. Snow*, 282 Kan. 323, 342, 144 P.3d 729 (2006) and the subsequent *State v. Snow*, 40 Kan. App.2d 747, 195 P.3d 282 (2008).

REPORTING DISPOSITIONS TO THE KANSAS SENTENCING COMMISSION

The sentencing guidelines Journal Entry of Judgment form approved by the Kansas Sentencing Commission must be completed for each felony conviction for a crime committed on or after July 1, 1993. K.S.A. 2018 Supp. 22-3426(d). The court shall forward a signed copy of the Journal Entry of Judgment, attached together with the presentence investigation report as provided by K.S.A. 2018 Supp.

21-6813 to the Kansas Sentencing Commission within 30 days after sentencing. K.S.A. 2018 Supp. 22-3439(a).

For crimes committed on or after July 1, 1993, when a convicted person is revoked for a probation violation, a Journal Entry of Probation Violation form as approved by the Kansas Sentencing Commission shall be completed by the court. K.S.A. 2018 Supp. 22-3426a. For probation revocations that result in the defendant's imprisonment in the custody of the Department of Corrections, the court shall forward a signed copy of the Journal Entry of Probation Violation to the Kansas Sentencing Commission within 30 days of final disposition. K.S.A. 2018 Supp. 22-3439(b). Even if the probation revocation hearing does not result in the offender being imprisoned, a Journal Entry of Probation Violation, on the approved form, must still be submitted to the Kansas Sentencing Commission. See K.S.A. 2018 Supp. 74-9101(b)(5).

The Kansas Sentencing Commission staff will also review felony journal entries and notify the sentencing court in writing when a possible illegal sentence has been identified. The information gathered from the sentencing guidelines forms provides a database to assess the impact of the sentencing guidelines on state correctional resources, the impact of proposed revisions to the sentencing guidelines, and improves the availability and reliability of criminal history record information.

REPORTING DISPOSITIONS TO THE KANSAS BUREAU OF INVESTIGATION

The court shall insure that information concerning dispositions for all other felony probation revocations based upon crimes committed on or after July 1, 1993, and for all class A and B misdemeanor crimes and assault as defined in K.S.A. 2018 Supp. 21-5412, committed on or after July 1, 1993, is forwarded to the Kansas Bureau of Investigation central repository on a form or in a format approved by the Kansas Attorney General within 30 days of that final disposition. K.S.A. 2018 Supp. 22-3439(c). All district courts shall be required to electronically report all case filings and dispositions for violations of K.S.A. 2018 Supp. 8-1567, 21-5426, 21-6419, 21-6420, 21-6421 and 21-6422. K.S.A. 2018 Supp. 22-4704.

Likewise, in the municipal courts, the municipal judge shall ensure that information concerning dispositions of city ordinance violations that result in convictions comparable to offenses under Kansas criminal statutes is forwarded to the Kansas Bureau of Investigation central repository on a form or in a format approved by the Kansas Attorney General within 30 days of final disposition. K.S.A. 12-4106(e). In all cases alleging a violation of K.S.A. 2018 Supp. 8-2,144, 8-1567, 32-1131, 21-6419 or 21-6241, reports of the filing and disposition of such case must be submitted electronically to the KBI central repository. K.S.A. 2018 Supp. 12-4106(f).

DNA SAMPLE COLLECTION

Offenders who are convicted of certain crimes, or adjudicated of certain juvenile offenses, shall be required to submit a DNA or biological sample to the Kansas Bureau of investigation. The details of this procedure are provided K.S.A. 2018 Supp. 21-2511.

CHAPTER VI: DRUG TREATMENT – SB 123 PROGRAM

TARGET POPULATION

K.S.A. 2018 Supp. 21-6604(n) provides a mandatory nonprison sanction of certified drug abuse treatment under community corrections supervision for certain drug possession offenders.

This target population shall be required to undergo a criminal risk-need and drug abuse assessment:

Adult offenders convicted of drug possession, (K.S.A. 2018 Supp. 21-5706) who:

(1) have NO felony conviction(s) of drug manufacturing (K.S.A. 2018 Supp. 21-5703), drug cultivation (K.S.A. 2018 Supp. 21-5705(c)), drug distribution (K.S.A. 2018 Supp. 21-5705(a)) or unlawful use of proceeds of a drug crime (K.S.A. 2018 Supp. 21-5716);

-AND-

(2) (A) whose offense is in the 5-C, 5-D, 5-E, 5-F, 5-G, 5-H or 5-I grids blocks of the drug grid

-OR-

(B) whose offense is in the 5-A, 5-B, 4-E, 4-F, 4-G, 4-H or 4-I* grids blocks of the drug grid if:

(i) the offender's prior person felony conviction(s) were severity level 8, 9, or 10 or nongrid offenses; AND

(ii) the sentencing court finds and sets forth with particularity the reasons for finding that public safety will not be jeopardized by placement of the offender in a certified drug abuse treatment program. See K.S.A. 2018 Supp. 21-6824(a).

**Due to a technical drafting error, it is legally impossible for SL4 crimes to be eligible due to omission of the drug distribution statute in K.S.A. 21-6824(a). KSSC is working on a fix for the 2019 legislative session.*

Offenders who have been convicted of a third or subsequent violation of K.S.A. 2018 Supp. 21-5706 (or K.S.A. 65-4160 or 65-4162, prior to their repeal, or K.S.A. 2010 Supp. 21-36a06, prior to its transfer) shall not be eligible for SB 123, but shall be sentenced to prison pursuant to K.S.A. 2018 Supp. 21-6805(f).

Offenders convicted of *attempted* possession are not eligible for SB 123. *State v. Perry-Coutcher*, 45 Kan. App. 2d 911, 254 P.3d 566 (2011). Likewise, offenders convicted of conspiracy and solicitation to commit drug possession will not be eligible for SB 123 treatment.

Offenders who are residents of another state and are returning to such state pursuant to the interstate corrections compact or the interstate compact for adult offender supervision, or who are not lawfully present in the United States and being detained for deportation, are not eligible for treatment under SB 123 and shall be sentenced as otherwise provided by law. K.S.A. 2018 Supp. 21-6824(h).

CRIMINAL RISK-NEED AND DRUG ABUSE ASSESSMENTS

As part of the presentence investigation, offenders who meet the requirements of K.S.A. 2018 Supp. 21-6824(a), unless otherwise specifically ordered by the court, shall be subject to a drug abuse assessment and a criminal risk-need assessment. Both assessments must be completed prior to sentencing. However, those offenders who score Low or Low/Moderate on the LSI-R criminal risk-need assessment need not be subject to a drug abuse assessment unless otherwise ordered by the court.

The Kansas Sentencing Commission has adopted the use of the LSI-R (Level of Service Inventory – Revised) as the mandatory criminal risk-need assessment and the SASSI (Substance Abuse Subtle Screening Inventory) as the mandatory drug abuse assessment.

The presentence criminal risk-need assessment shall be conducted by a court services officer or a community corrections officer. Offenders shall be assigned a risk status based on the results of the assessment. K.S.A. 2018 Supp. 21-6824(b).

The presentence drug abuse assessment shall be conducted by a drug abuse treatment program certified by the secretary of corrections to provide assessment and treatment services and shall include a clinical interview and a recommendation concerning drug abuse treatment for the offender. See K.S.A. 2018 Supp. 75-52,144(b).

The risk-need assessment and drug abuse assessment are only available to the parties, the sentencing judge, the department of corrections and if requested, the Kansas Sentencing Commission. K.S.A. 2018 Supp. 21-6813(c).

QUALIFICATION FOR TREATMENT

As of July 1, 2012, participation in SB 123 treatment has been limited to include only those offenders who have both moderate to high criminal risk-need and high drug abuse assessment scores. Those offenders who score Low or Low/Moderate on the LSI-R criminal risk-need assessment need not be subject to a drug abuse assessment unless otherwise ordered by the court.

If the offender is assigned a high risk status as determined by the drug abuse assessment performed pursuant to subsection (b)(1) and a moderate or high risk status as determined by the criminal risk-need assessment performed pursuant to subsection (b)(2), the sentencing court shall commit the offender to treatment in a drug abuse treatment program, under community corrections supervision, until the court determines the offender is suitable for discharge by the court. The term of treatment shall not exceed 18 months. K.S.A. 2018 Supp. 21-6824(c) and (d)(1). Even if the offender's criminal history places them in a border box on the drug grid (5C and 5D), SB 123 treatment is mandatory if the offender meets the criteria outlined in K.S.A. 2018 Supp. 21-6824. *State v. Swazey*, 51 Kan. App. 2d 999, 357 P.3d 893 (2015).

If the offender's risk-need assessment and drug abuse assessment scores do not qualify the offender for treatment, the offender will be supervised by either court services or community corrections, depending on the results of the criminal risk-need assessment. K.S.A. 2018 Supp. 21-6824(d)(2).

The court may order an offender who otherwise does not meet the assessment score requirements of subsection (c) to undergo one additional drug abuse assessment while such offender is on probation. Such offender may be ordered to undergo drug abuse treatment pursuant to subsection (a) if such offender is determined to meet the requirements of subsection (c). The cost of such assessment shall be paid by such offender. K.S.A. 2018 Supp. 21-6824(i).

See Appendix E (SB 123 flow chart).

PAYMENT OF FEES

All offender assessments, regardless of whether the offender is sentenced for SB 123 treatment, will initially be paid by the Kansas Sentencing Commission. K.S.A. 2018 Supp. 75-52-144(d).

The sentencing court shall determine the extent, if any, that such person is able to pay for such assessment and treatment. Such payments shall be used by the supervising agency to offset costs to the state. If such financial obligations are not met or cannot be met, the sentencing court shall be notified for the purpose of collection or review and further action on the offender's sentence. K.S.A. 2018 Supp. 75-52,144(d). For those assessed but not eligible for treatment, it is requested that a \$175 assessment fee be ordered at sentencing. For those sentenced to SB 123 treatment, a minimum \$175 assessment fee and a \$125 reimbursement fee for treatment costs continues to be requested to be ordered by the court at sentencing along with other fees and court costs. If the court determines that the offender has the ability to pay a larger portion of the SB 123 treatment cost, the court may order such offender to do so.

In a plea agreement situation, the court may direct the defendant to undergo the assessments at any time in order to determine SB 123 eligibility. The defendant will still be responsible for payment of all assessment fees imposed by the court at sentencing.

Please refer to SB 123 Alternatives Sentencing Policy for Drug Offenders Operations Manual for further information concerning treatment parameters located at <http://www.sentencing.ks.gov/sb-123>.

LENGTH OF TREATMENT

The term of treatment shall not exceed 18 months, beginning upon the date the offender initially begins treatment. The term of treatment may not exceed the term of probation. K.S.A. 2018 Supp. 21-6824(c). The court may extend the term of probation, pursuant to K.S.A. 2018 Supp. 21-6608(c)(3).

CONDITION VIOLATIONS

VIOLATION SANCTIONS

Offenders who violate a condition of the drug treatment program shall be subject to a nonprison sanction of up to 60 days in county jail, fines, community service, intensified treatment, house arrest or electronic monitoring. K.S.A. 2018 Supp. 22-3716(g).

In addition, an offender in SB 123 may be subject to sanctions for probation violations pursuant to K.S.A. 2018 Supp. 22-3716(c)(1). For more information on Probation Violations, see Chapter VIII.

REVOCATION OF PROBATION

If the defendant fails to participate in or has a pattern of intentional conduct that demonstrates the offender's refusal to comply with or participate in the treatment program, as established by judicial finding, the defendant shall be subject to revocation of probation and shall serve the underlying prison sentence as established in K.S.A. 2018 Supp. 21-6805. K.S.A. 2018 Supp. 21-6604(n) and 21-6824(f).

Offenders in SB 123 may also be revoked pursuant to the provisions of K.S.A. 22-3716(c). Condition violations may result in discharge from the mandatory drug abuse treatment. See *State v. Gumfory*, 281 Kan. 1168, 135 P.3d 1191 (2006).

The amount of time spent participating in the SB 123 program shall not be credited as service on the underlying prison sentence. K.S.A. 2018 Supp. 21-6604(n).

POSTRELEASE SUPERVISION

Offenders who complete SB 123 treatment and do not have their probation revoked will not be subject to postrelease supervision.

Offenders in the SB 123 program whose crime of conviction was committed prior to July 1, 2013 and who have their probation revoked, shall not be subject to a period of postrelease supervision upon completion of the underlying prison sentence. K.S.A. 2018 Supp. 21-6604(n)(2)(A).

Offenders in the SB 123 program whose crime of conviction was committed on or after July 1, 2013, shall serve a period of postrelease supervision if their probation is revoked or their underlying prison term expires while serving a 120/180-day prison sanction pursuant to subsection (c)(1)(C) or (c)(1)(D) of K.S.A. 2018 Supp. 22-3716. K.S.A. 2018 Supp. 21-6604(n)(2)(B).

CONSERVATION CAMP*

Offenders whose offense is classified in the 4-E or 4-F drug grid blocks prior to July 1, 2012, or on and after July 1, 2012, grid blocks 5-C, 5-D, 5-E or 5-F, but does not qualify for the SB 123 drug treatment program, must be considered for the Labette Correctional Conservation Camp before a sentencing court may impose a dispositional departure. K.S.A. 2018 Supp. 21-6604(g).

The Secretary of Corrections may also make direct placement to Labette Correction Conservation Camp for offenders whose offense is classified in the 5-C, 5-D, 5-E or 5-F drug grid blocks if those offenders do not otherwise meet the requirements of K.S.A. 2018 Supp. 21-6824. K.S.A. 2018 Supp. 21-6604(l).

**In practice, all the nonprison alternatives provided in K.S.A. 2018 Supp. 21-6604(g) are no longer viable placement alternatives. The Kansas Court of Appeals, in State v. Johnson, 42 Kan. App. 2d 356, 211 P.3d 861 (2009), took judicial notice that the Labette facility has ceased to operate as of June 30, 2009. The notice from the Secretary of Corrections indicated that the facility is closed for both male and female offenders. As stated in the notice, the facility is no longer available as a sentencing disposition for offenders who are subject to possible placement at the facility pursuant to K.S.A. 2018 Supp. 21-6604(g). With the closing of Labette, there is no longer any conservation camp in Kansas operated by the Department of Corrections.*

CHAPTER VII: OFFENDER REGISTRATION

For a listing of offenses that require registration, please refer to the statutory crime listing in Appendix D. Offenses requiring registration are marked with an “**R**”.

LENGTH OF REGISTRATION REQUIREMENT

The Kansas Offender Registration Act requires offenders who are convicted of certain crimes to register as an offender for a duration of either 15 years, 25 years or for the lifetime of the offender. The length of registration for each crime is provided in K.S.A. 2018 Supp. 22-4906, and on page two of the Offender Registration Supplement of the Journal Entry of Judgment.

Any person who has been declared a sexually violent predator pursuant to K.S.A. 2018 Supp. 59-29a01 *et seq.* shall be required to register for life. K.S.A. 2018 Supp. 22-4906(e).

An offender who is convicted of two or more offenses requiring registration shall be required to register for life. K.S.A. 2018 Supp. 22-4906(c).

Convictions or adjudications which result from or are connected with the same act, or result from crimes committed at the same time, shall be counted for the purpose of this section as one conviction or adjudication. A conviction or adjudication from any out of state court shall constitute a conviction or adjudication for purposes of the act. K.S.A. 2018 Supp. 22-4902(g).

OFFENDER REGISTRATION TYPE

Offenders will be required to register as either a sex offender, violent offender or drug offender, depending on their crime of conviction. See K.S.A. 2018 Supp. 22-4902 and page one of the Offender Registration Supplement of the Journal Entry of Judgment. An offender who commits multiple crimes may be required to register as multiple types of offender simultaneously.

DUTIES OF THE SENTENCING COURT

At the time of conviction or adjudication for an offense requiring registration, the court is required to inform the offender, on the record, of the procedure to register and the duties of the offender pursuant to the act. K.S.A. 2018 Supp. 22-4904(a)(1)(A).

In addition, if the offender is being released, the court shall:

- Complete a notice of duty to register, which shall include title and statute number of conviction or adjudication, date of conviction or adjudication, case number, county of conviction or adjudication, and the following offender information: Name, address, date of birth, social security number, race, ethnicity and gender;
- require the offender to read and sign the notice of duty to register, which shall include a statement that the requirements provided in this subsection have been explained to the offender;
- order the offender to report within 3 business days to the registering law enforcement agency in the county or tribal land of conviction or adjudication and to the registering law enforcement agency in any place where the offender resides, maintains employment or attends school, to complete the registration form with all information and any updated information required for registration as provided in K.S.A. 2018 Supp. 22-4907, and

- provide one copy of the notice of duty to register to the offender and, within three business days, send a copy of the form to the law enforcement agency having initial jurisdiction and to the Kansas bureau of investigation. K.S.A. 2018 Supp. 22-4904(a)(1)(B).

At the time of sentencing or disposition for an offense requiring registration as provided in K.S.A. 2018 Supp. 22-4902, and amendments thereto, the court shall ensure the age of the victim is documented in the journal entry of conviction or adjudication. K.S.A. 2018 Supp. 22-4902(a)(2).

VIOLATION OF THE ACT

Offenders who fail to comply with the provisions of the offender registration act shall be subject to the penalties provided in K.S.A. 2018 Supp. 22-4903. Upon a first conviction, violation of the act is a severity level 6 felony; upon a second conviction, a level 5 felony; and upon a third or subsequent conviction, a level 3 felony. Offenses which continue for more than 30 consecutive days shall constitute a new and separate offense every 30 days thereafter. K.S.A. 2018 Supp. 22-4903(a).

An act which continues for more than 180 consecutive days is an aggravated offense, which is a severity level 3 person felony. Any aggravated violation of the Kansas offender registration act which continues for more than 180 consecutive days shall, upon the 181st consecutive day, constitute a new and separate offense, and shall continue to constitute a new and separate violation of the Kansas offender registration act every 30 days thereafter, or a new and separate aggravated violation of the Kansas offender registration act every 180 days thereafter, for as long as the violation continues. K.S.A. 2018 Supp. 22-4903(b).

Such violation shall be designated as a person or nonperson crime in accordance with the designation assigned to the underlying crime for which the offender is required to be registered under the Kansas offender registration act. If the offender is required to be registered under both a person and nonperson underlying crime, the violation shall be designated as a person crime. See K.S.A. 2018 Supp. 22-4903(c)(3)(B).

CRIMINAL HISTORY CALCULATION

An element of the crime of violating requires that an offense requiring registration be committed. Therefore, the offense giving rise to the registration requirement may not be counted in the offender's criminal history when the current crime of conviction is violation of the offender registration act. See K.S.A. 2018 Supp. 21-6810(d)(10).

However, all other prior convictions, including other convictions for offenses requiring registration, may be counted and scored unless otherwise prohibited. If an offender is required to register due to a prior case with multiple counts, and the offender was convicted of more than one count of crimes requiring registration, then one count will serve as an element of the crime of failure to register and the other count(s) may be scored as part of the criminal history. *State v. Deist*, 44 Kan.App.2d 655, 239 P.3d 896 (2010).

CHAPTER VIII: PROBATION VIOLATIONS AND REVOCATION

Please note the change in the terminology of the word “revoke.” Under the framework imposed by 2013 House Bill 2170 and further amendments thereafter, a court may no longer revoke and subsequently reinstate probation. Rather, the court may now impose sanctions, lengthen the period of probation and modify the conditions of probation without revocation. “Revocation” now means that the offender is being sent to prison to serve the underlying sentence and will no longer be eligible for reinstatement. For all instances in which the court wants to impose a quick dip or 120/180-day prison sanction, extend the length of probation or modify the conditions or probation, the court should not revoke probation.

PROBATION SANCTIONS

2013 House Bill 2170 created graduated sanctions that require a probation violator to be incarcerated for a period of time determined in part by the number of previous probation violations the offender has committed. 2014 Senate Substitute for House Bill 2448 went into effect on July 1, 2014 and amended these provisions further. Please see <http://www.sentencing.ks.gov/hb-2170/s-sub-for-hb-2448> for more information on these changes.

See Appendix E (Graduated Felony Sanctions Flow Chart).

QUICK DIPS

An offender who commits a probation violation may be subject to a “quick dip” sanction of 2 or 3 days in the county jail. 2 or 3-day “quick dip” sanctions may be used by the court or a supervising officer for offenders on probation for misdemeanor, nongrid felony and felony convictions. This sanction may also be imposed for multiple subsequent violations, not to exceed 18 total days during the offender’s term of supervision, including all quick dip sanctions imposed by both the court and all supervising officers. K.S.A. 2018 Supp. 22-3716(b)(3)(B)(ii) and (c)(1)(B).

Supervising Officer Quick Dip Authority

K.S.A. 2018 Supp. 22-3716(b)(4)(A) gives court services officers, and (b)(4)(B) gives community corrections officers, the authority to impose a ‘quick dip’ sanction if the offender waives the right to a revocation hearing on an alleged probation violation. If the offender does not waive the right to a revocation hearing, the supervising officer may not impose a quick dip, but at the revocation hearing the court may impose any of the sanctions provided by statute in K.S.A. 2018 Supp. 22-3716(b)(3)(B) for nongrid felonies and misdemeanors, and K.S.A. 2018 Supp. 22-3716(c)(1) for felonies.

The sentencing court may choose to withhold this authority from the court services or community corrections officer at sentencing. The Journal Entry of Sentencing in 2013 and all subsequent years include a check box where this authority may be specifically withheld.

The total of all sanctions imposed by supervising officers and the court must not exceed 18 total days during the offender’s term of supervision.

The supervising officer must have the concurrence of their chief court services officer or community corrections director, respectively, and must not have had the authority to impose such sanction withheld by the sentencing court. See also K.S.A. 2018 Supp. 21-6604(s) and (t).

COURT SANCTIONS IN MISDEMEANOR AND NONGRID FELONY PROBATION CASES

The court may order an offender who commits a probation violation while on probation for a misdemeanor or nongrid felony to:

- Continuation or modification of probation and a county jail sanction of up to 60 days;
- a “quick dip” sanction of 2 or 3 days in a county jail, not to exceed 18 total days (including quick dips imposed by supervising officers) during the term of supervision; or
- revocation of probation and requiring the offender to serve the sentence imposed or any lesser sentence. See K.S.A. 2018 Supp. 22-3716(b)(3)(B).

See Appendix E (Graduated Felony Sanctions Flow Chart).

COURT SANCTIONS IN FELONY PROBATION CASES

Quick Dips

The court may sentence an offender who commits a probation violation to a “quick dip” sanction of 2 or 3 days in county jail. This sanction may also be imposed for multiple subsequent violations, not to exceed 18 total days during the offender’s term of supervision, including all quick dip sanctions

120 or 180-day Prison Sanctions

If a felony offender who has previously received a “quick dip” sanction from either the court or a supervising officer commits another violation of the terms of their probation, the court may impose a sanction of 120 or 180 days to be served in the custody of the secretary of corrections. The secretary shall have the discretion to reduce the length of such sanction by up to half. K.S.A. 2018 Supp. 22-3716(c)(1)(C) and (c)(1)(D).

120 or 180-day sanctions shall begin upon pronouncement of such sanction by the court. Prior incarceration time, such as the time an offender spends awaiting a probation violation hearing, shall not be counted towards service on the prison sanction. However, time spent in county jail awaiting transport to a DOC facility after imposition of the sanction may be counted. K.S.A. 2018 Supp. 21-3716(c)(1)(C) and (c)(1)(D).

Probation condition violators are required to be placed in a community corrections program at least once prior to placement in a state correctional facility pursuant to K.S.A. 2018 Supp. 22-3716(c)(2), unless the offender has committed a new crime, has absconded from supervision, or the court finds that the safety of the members of the public will be jeopardized or the welfare of the inmate will not be served by such assignment to community corrections. K.S.A. 2018 Supp. 22-3716(c)(4), (c)(8) and (c)(9).

Upon completion of a prison sanction, the offender shall be returned to community corrections supervision. K.S.A. 2018 Supp. 22-3716(c)(6).

K.S.A. 2018 Supp. 22-3716(c)(8)(B)(i) and (ii) allows a court to continue or modify conditions of

release for or impose a 120- or 180-day prison sanction on an offender who absconds from supervision, without having to first impose a 2- or 3-day jail sanction.

Revocation of Probation

If the offender has previously received a 120 or 180-day prison sanction, the court may revoke probation and require the offender to serve their underlying prison sentence, or a portion thereof, in the custody of the secretary of corrections. K.S.A. 2018 Supp. 22-3716(c)(1)(E).

The court may revoke the probation of an offender who commits a new crime or absconds from supervision, and require them to serve their underlying prison sentence regardless of previous graduated sanctions, or lack thereof. K.S.A. 2018 Supp. 22-3716(c)(8).

The court may revoke a probation violator's probation by finding and setting forth with particularity the reasons why public safety will be jeopardized or the offender's welfare will not be served, regardless of previous graduated sanctions, or lack thereof. K.S.A. 2018 Supp. 22-3716(c)(9).

The court may revoke a probation violator's probation if the offender was granted probation as the result of a dispositional departure. K.S.A. 2018 Supp. 22-3716(c)(9).

60-Day County Jail Sanction

County jail sanctions of up to 60 days may be imposed for a violation, however they do not count towards the graduated sanction scheme and may not be imposed at the same time as any other sanction. K.S.A. 2018 Supp. 22-3716(c)(11).

No Imposition of Consecutive Sanctions While On Concurrent Probation Terms

If an offender is serving multiple probation terms concurrently, any violation sanctions imposed pursuant to subsection (c)(1)(B), (c)(1)(C) or (c)(1)(D), or any sanction imposed pursuant to subsection (c)(11), shall be imposed concurrently. K.S.A. 2018 Supp. 22-3716(c)(10).

Retroactivity of Sanction Authority

2014 Senate Sub. for House Bill 2448 added new language to clarify that graduated sanctions may be used for any felony probation violation occurring after July 1, 2013, regardless of the date the crime was committed or sentenced. K.S.A. 2018 Supp. 22-3716(c)(12).

New Felony Committed During Probation or Presumptive Discharge Period

When an offender is sentenced for a crime committed while the offender was on felony probation or other felony nonprison status, a consecutive sentence is mandated by K.S.A. 2018 Supp. 21-6606(c). If the new offense is a felony, the sentencing court may sentence the offender to prison, even if such offense otherwise presumes a nonprison sentence. K.S.A. 2018 Supp. 21-6604(f).

On and after July 1, 2013, an offender who receives presumptive discharge from probation pursuant to K.S.A. 2018 Supp. 21-6608(d) and commits a felony during the time in which the offender would have been under supervision had it not been for the early discharge, may be sentenced to prison for the new felony even if the sentence for such felony is presumptive nonprison (Special Rule #40). K.S.A. 2018 Supp. 21-6604(f)(2).

POSTRELEASE SUPERVISION

Offenders who successfully complete probation or a nonprison sanction are not required to serve a period of postrelease supervision.

For crimes committed on and after July 1, 2013, an offender who is revoked from a nonprison sanction and ordered to serve their underlying prison sentence or completes their underlying prison term while serving a 120 or 180-day graduated sanction, the offender shall be required to complete a period of postrelease supervision. K.S.A. 2018 Supp. 22-3716(f).

For crimes committed prior to July 1, 2013, notwithstanding any law to the contrary, an offender whose nonprison sanction is revoked shall not serve a period of postrelease supervision upon the completion of the prison portion of such sentence. However, offenders who have received a nonprison sanction as a result of a dispositional departure, a border box offense conviction, or a sexually motivated or sexually violent crime conviction, may be required to serve a period of postrelease upon revocation of the nonprison sanction. K.S.A. 2012 Supp. 22-3716(e). This section was repealed by 2013 House Bill 2170.

CHAPTER IX: APPEALS

APPELLATE REVIEW PRINCIPLES – K.S.A. 2018 SUPP. 21-6820

A departure sentence can be appealed by the defendant or the state to the appellate courts in accordance with rules adopted by the Supreme Court. K.S.A. 2018 Supp. 21-6820(a). Pending review of the sentence, the sentencing court, or the appellate court may order the defendant confined or placed on conditional release, including bond. K.S.A. 2018 Supp. 21-6820(b). On appeal from a judgment or conviction entered for a felony committed on or after July 1, 1993, the appellate court shall not review:

- Any sentence within the presumptive range in the appropriate grid block of the sentencing grid; or
- Any sentence resulting from a plea agreement between the state and the defendant as accepted by the sentencing court on the record. K.S.A. 2018 Supp. 21-6820(c).

Appellate review for a departure sentence is limited to whether the court's findings of fact and reasons justifying departure are supported by evidence on the record and constitutes substantial and compelling reasons for departure. K.S.A. 2018 Supp. 21-6820(d). A defendant's allegation that there was a constitutional error in an individual presumptive sentence does not grant the appellate court jurisdiction to review the sentence. *State v. Huerta*, 291 Kan. 831, 247 P.3d 1043 (2011). In any appeal, the appellate court may review a claim that:

- A departure sentence resulted from partiality, prejudice, oppression or corrupt motive;
- The sentencing court erred in including or excluding a prior conviction or juvenile adjudication for criminal history scoring purposes; or
- The sentencing court erred in ranking the crime severity level of the current crime or in determining the appropriate classification of a prior conviction or juvenile adjudication for criminal history purposes. K.S.A. 2018 Supp. 21-6820(e).

The appellate court may reverse or affirm the sentence. If the appellate court concludes that the trial court's factual findings are not supported by evidence in the record or do not establish substantial and compelling reasons for a departure, it shall remand the case to the trial court for resentencing. K.S.A. 2018 Supp. 21-6820(f). In the event a conviction designated as the primary crime in a multiple conviction case is reversed on appeal, the appellate court shall remand the multiple conviction case for resentencing. Upon resentencing, if the case remains a multiple conviction case, the court shall follow all of the provisions of K.S.A. 2018 Supp. 21-6819 concerning the sentencing of multiple conviction cases. K.S.A. 2018 Supp. 21-6819(b)(5).

The sentencing court shall retain authority irrespective of any notice of appeal for 90 days after entry of judgment of conviction to modify its judgment and sentence to correct any arithmetic or clerical errors. K.S.A. 2018 Supp. 21-6820(i).

CHAPTER X: POSTRELEASE SUPERVISION

Upon completion of the prison portion of the sentence, all inmates who committed their crime of conviction on or after July 1, 2013 will be released to serve a term of postrelease supervision.

For crimes committed on and after July 1, 2013, if an offender is revoked from a nonprison sanction and ordered to serve their underlying prison sentence or completes the underlying prison term while serving a 120/180 day graduated sanction, such offender shall be required to complete a period of postrelease supervision. K.S.A. 2018 Supp. 22-3716(e).

For crimes committed prior to July 1, 2013, notwithstanding any law to the contrary, an offender whose nonprison sanction is revoked shall not serve a period of postrelease supervision upon the completion of the prison portion of such sentence. However, offenders who have received a nonprison sanction as a result of a dispositional departure, a border box offense conviction, or a sexually motivated or sexually violent crime conviction, may be required to serve a period of postrelease upon revocation of the nonprison sanction. K.S.A. 2012 Supp. 22-3716(e) (section repealed by 2013 House Bill 2170).

LENGTH OF SUPERVISION

The Prisoner Review Board reviews release plans. However, the Board is unable to make any changes regarding prison release dates for offenders sentenced under the KSGA. K.S.A. 2018 Supp. 22-3717(i).

CRIME	LENGTH OF POSTRELEASE
NONDRUG Level 1,2,3 or 4 DRUG Level 1, 2 or *3	36 MONTHS, except that offenders sentenced for severity levels 1 through 4 of the nondrug grid and severity levels 1 and 2 of the drug grid, for crimes committed prior to April 20, 1995 may receive a postrelease supervision period of 24 months. K.S.A. 22-3717(d)(1)(A).
NONDRUG Level 5 or 6 DRUG Level ^3 or *4	24 MONTHS K.S.A 22-3717(d)(1)(B)
NONDRUG Level 7, 8, 9 or 10 DRUG Level ^4 or *5	12 MONTHS K.S.A 22-3717(d)(1)(C)
Sexually Motivated Crime	Up to 60 months K.S.A. 22-3717(d)(1)(D)(i)

**= for crimes committed on and after July 1, 2012 only*

^= for crimes committed prior to July 1, 2012 only

GOOD TIME CREDIT

On after July 1, 2013 offenders, other than offenders whose term of imprisonment includes a sentence for a sexually violent crime, a sexually motivated crime, electronic solicitation or unlawful sexual relations, will not have their good time and program credit earned while incarcerated added to the end of their period of postrelease supervision. K.S.A. 2018 Supp. 22-3717(d). Sex offenders will still be required to serve any good time and program credit earned while in prison under postrelease supervision. K.S.A. 2018 Supp. 22-3717(d)(1)(D).

K.S.A. 2018 Supp. 22-3717(s) states that all modifications to the period of postrelease as provided in subsection (t) shall be applied retroactively. K.S.A. 2018 Supp. 22-3717(t) requires the department of corrections to modify the periods of postrelease supervision of offenders who were sentenced prior to July 1, 2013 in order to apply the new rule that good time and program credit will no longer be required to be added on to the offender's period of postrelease supervision.

REDUCTION OF POSTRELEASE SUPERVISION PERIOD

Offenders sentenced to a 36 or 24-month period of postrelease supervision may have their period of supervision reduced by up to 12 months, and offenders sentenced to a period of 12 months may have their period of supervision reduced by up to 6 months, based on the offender's compliance and overall performance while on postrelease supervision. K.S.A. 2018 Supp. 22-3717(d)(1)(E).

The Prisoner Review Board may grant an offender early discharge from their period of postrelease supervision if such offender petitions the Board for early release and has paid all restitution. K.S.A. 2018 Supp. 22-3717(d)(2).

MULTIPLE CONVICTION CASES

In cases involving multiple convictions, the crime carrying the longest postrelease supervision term, including off-grid crimes, will determine the period of supervision. Postrelease supervision periods will not be aggregated. K.S.A. 2018 Supp. 22-3717(d)(1)(F).

SEXUALLY MOTIVATED CRIME DEPARTURES

If an offender is convicted of a sexually motivated crime, as defined in K.S.A. 2018 Supp. 22-3717(d)(2), the sentencing court, based upon substantial and compelling reasons stated on the record, may depart from the prescribed postrelease supervision period and place the offender on postrelease supervision for a maximum period of 60 months. This is considered a departure and is subject to appeal. K.S.A. 2018 Supp. 22-3717(d)(1)(D)(i) and (ii).

The Prisoner Review Board may, in its discretion, grant early discharge from this extended postrelease supervision period upon completion of any treatment programs, payment of all restitution and completion of the longest presumptive postrelease supervision period associated with any of the crimes for which the prison sentence was being served. K.S.A. 2018 Supp. 22-3717(d)(1)(D)(vi).

JESSICA'S LAW AND SEXUALLY VIOLENT OFFENSE SUPERVISION

Offenders convicted of certain Jessica's Law offenses as provided in K.S.A. 2018 Supp. 21-6627, wherein the offender was 18 years of age or older and the victim was less than 14 years of age, committed on or after July 1, 2006, shall be placed on parole for life and shall not be discharged from supervision by the Prisoner Review Board. When the Prisoner Review Board orders the parole of an inmate, the Board shall also order that the inmate be electronically monitored for the duration of the inmate's natural life. K.S.A. 2018 Supp. 22-3717(u).

The court shall order that any defendant sentenced pursuant to K.S.A 2018 Supp. 21-6627 (Jessica's Law) shall, upon release from imprisonment, be electronically monitored for the duration of the defendant's life. K.S.A. 2018 Supp. 21-6604(r).

An offender who is given a downward departure from the mandatory minimum to the guidelines sentence, shall, upon completion of the prison sentence, be subject to postrelease supervision.

An offender convicted of any sexually violent crime, as defined in K.S.A. 2018 Supp. 22-3717(d)(5), committed on or after July 1, 2006, other than a Jessica's Law offense, shall be released to a mandatory period of postrelease supervision for the duration of the person's natural life. K.S.A. 2018 Supp. 22-3717(d)(1)(G).

OTHER OFF-GRID OFFENSES

In the discretion of the Prisoner Review Board, offenders convicted of an off-grid crime may be granted parole after the offender has served the mandatory minimum prison sentence. The Prisoner Review Board may not discharge an offender from parole within a period of less than one year after release from prison. K.S.A. 2018 Supp. 22-3722.

For more information on parole and off-grid offenses, see the Off-grid Crimes section of Chapter I.

VIOLATIONS OF POSTRELEASE SUPERVISION CONDITIONS

For crimes committed before April 20, 1995, a finding of a technical violation of the conditions of postrelease supervision will result in imprisonment for a period not to exceed 90 days from the date of the final revocation hearing; for crimes committed on or after April 20, 1995, a technical violation, when an offender is on a specified period of postrelease, will result in imprisonment for six months and such time may be reduced by not more than 3 months based upon the inmate's conduct, work and program participation during the imprisonment period. K.S.A. 2018 Supp. 75-5217(b). If the violation results from a conviction of a new felony or misdemeanor, upon revocation of postrelease supervision, the offender will serve a period of confinement, to be determined by the Prisoner Review Board. K.S.A. 2018 Supp. 75-5217(c) and (d).

On and after July 1, 2013, an offender who is granted early discharge from postrelease supervision pursuant to K.S.A. 2018 Supp. 22-3717(d)(2), and commits a felony during the time in which the offender would have been under supervision had it not been for discharge, may be sentenced to prison for the new felony even if the sentence for such felony is presumptive nonprison. K.S.A. 2018 Supp. 21-6604(f)(2).

CHAPTER XI: RETROACTIVITY OF SENTENCING GUIDELINES

The retroactive provision of the KSGA applies to incarcerated offenders who would have been considered presumptive probation candidates had they been sentenced as if their crimes occurred on or after July 1, 1993, or who would have been placed in grid blocks 5-H, 5-I or 6-G of the sentencing guidelines grid for nondrug crimes, had they been sentenced as if their crimes occurred on or after July 1, 1993. K.S.A. 21-4724(b)(1). For offenders sentenced before July 1, 1993, the Kansas Department of Corrections (KDOC) was required to assess each offender's possible eligibility for retroactive application of the KSGA by determining the severity level of the crime(s) of conviction as if the crime(s) had occurred on or after July 1, 1993, and the offender's criminal history. K.S.A. 21-4724(c)(1).

Once an offender was determined to be eligible for the retroactive application of the sentencing guidelines, the KDOC was to issue a report indicating such to the offender, prosecutor, and the sentencing court. K.S.A. 21-4724(c). The criminal history classification determined by KDOC was to be deemed correct unless an objection was filed by either the offender or the prosecution within the 30 days provided to request a hearing. K.S.A. 21-4724(c)(4). If a hearing was requested within the 30 days, the parties could challenge the KDOC's determination of the crime severity or the criminal history, or seek a departure sentence if the offender was eligible for conversion of the sentence to a guidelines sentence. K.S.A. 21-4724(d).

If no hearing was requested, the sentence was converted and the offender was released after serving the midpoint sentence of the range in the applicable sentencing guidelines grid block. K.S.A. 21-4724(d)(1). If a hearing was requested, the sentencing court determined whether the offender was eligible for conversion to a guidelines sentence and the appropriate duration of that sentence, within the limits imposed by the sentencing guidelines. K.S.A. 21-4724(d)(2). The presence of the offender in person at the hearing was not required but counsel had to be appointed. K.S.A. 21-4724(d)(4), (5). No sentence could be increased through retroactive application of the guidelines. K.S.A. 21-4724(e).

For those offenders who committed crimes prior to July 1, 1993, but who were sentenced after that date, the sentencing court was to impose a sentence pursuant to the law in effect before July 1, 1993. However, the sentencing court was also required to compute the appropriate sentence had the offender been sentenced pursuant to the KSGA. K.S.A. 21-4724(f).

CONVERSION OF SENTENCE FOR A CRIME COMMITTED BETWEEN JULY 1, 1993, AND MARCH 24, 1994

Prior to March 24, 1994, if an offender was sentenced to prison for a crime committed after July 1, 1993, and while the offender was on parole or conditional release for a crime committed prior to July 1, 1993, the old sentence was to be converted into a determinate sentence to run consecutive to the new sentence as follows:

- Twelve months for class C, D or E felonies or the conditional release date whichever is shorter; and
- Thirty-six months for class A or B felonies or the conditional release date whichever is shorter.

The converted sentence for crimes committed prior to July 1, 1993, was to be aggregated with the new consecutive guidelines sentence. See K.S.A. 1993 Supp. 22-3717(f)(1) and (2).

CHAPTER XII: POINTS OF INTEREST ABOUT THE GUIDELINES

SOME POINTS OF INTEREST ABOUT THE GUIDELINES FOR THE SENTENCING COURT

CRIME SEVERITY AND CRIMINAL HISTORY CONSTRAIN SENTENCING DECISIONS

The KSGA provides a grid-based sentencing scheme dependent on two controlling factors: the crime severity level and the criminal history of the offender. The drug and nondrug sentencing grids indicate the range of sentence lengths (duration) presumed by statute to be appropriate for an offender. Further, they indicate whether the defendant should be presumed by statute to be granted probation or remanded to prison (disposition). The sentencing court has discretion to grant a sentence other than that presumed by the grid box in the form of a departure sentence if the court finds substantial and compelling reasons to do so. If the offender's case falls in a border box, the length of sentence is still presumed under the KSGA, but the sentencing court, without finding substantial and compelling reasons, can grant an optional nonprison sentence of probation. An "optional nonprison sentence" is a sentence which the court may impose, in lieu of the presumptive sentence, upon making the following findings on the record:

- An appropriate treatment program exists which is likely to be more effective than the presumptive prison term in reducing the risk of offender recidivism; and
- the recommended treatment program is available and the offender can be admitted to such program within a reasonable period of time; or
- the nonprison sanction will serve community safety interests by promoting offender reformation.

Any decision made by the court regarding the imposition of an optional nonprison sentence shall not be considered a departure and shall not be subject to appeal.

GUIDELINES LEAVE ROOM FOR PROPERLY JUSTIFIED EXERCISE OF DISCRETION

The KSGA offers an objective approach to sentencing without placing undue limitations on the discretion of the sentencing court. The guidelines establish presumptive rather than mandatory sentences. Upon motion of either party or upon its own motion, the sentencing court may depart from the presumed disposition established by the guidelines. The sentencing court may similarly depart upward or downward from the presumptively appropriate duration of any prison term established by the sentencing guidelines. Such departures must be supported on the record by substantial and compelling reasons, which may include aggravating or mitigating circumstances specifically enumerated in non-exclusive lists of departure factors found within the sentencing guidelines provisions.

In *State v. Gould*, 271 Kan. 394, 23 P.3d 801 (2001), K.S.A. 2000 Supp. 21-4716 was found to be "unconstitutional on its face" for the imposition of upward durational departure sentences. Both K.S.A. 2001 Supp. 21-4716 and K.S.A. 21-4718 were subsequently amended to correct the problem arising from *Gould*. Effective June 6, 2002, the jury determines all aggravating factors that might enhance the maximum sentence, based upon the reasonable doubt standard. K.S.A. 2018 Supp. 6815(b) [formerly K.S.A. 21-4716]. Evidence of aggravating circumstances is either presented during the trial of the matter or in a bifurcated jury proceeding following the trial or plea. K.S.A. 2018 Supp. 21-6817(b)(2).

Certain offenses (i.e., those that fall into border boxes on the guidelines grids) allow the sentencing court the option to impose a nonprison sentence without making a departure. However, the sentencing court also has the discretion to decide whether sentences should run concurrently or consecutively. K.S.A. 2018 Supp. 21-6819.

PRESENTENCE INVESTIGATION REPORT IS MANDATORY

Another benefit of the KSGA for the sentencing court is the fact that a Presentence Investigation Report is mandatory, which ensures that the court will be in possession of the most complete criminal history information involving the offender. K.S.A. 2018 Supp. 21-6813(a).

PLEA AGREEMENTS

The sentencing court remains free to accept or reject any plea agreement reached by the parties that is otherwise authorized by the KSGA. However, the court may impose up to the maximum sentence provided in the applicable grid box, even if the parties have recommended a lesser sentence. While plea bargaining may not be used to exact a promise from the prosecutor not to allege prior convictions that will enhance the crime severity level of the offense, or will affect the determination of the offender's criminal history category, plea bargaining is otherwise permissible. K.S.A. 2018 Supp. 21-6807(b)(4) and 21-6812.

The offender may enter a plea to the charged offense, or to a lesser or related charge in return for the dismissal of other charges or counts, a recommendation for a particular sentence within the appropriate sentencing range on the grid, a recommendation for a departure sentence where departure factors exist and are stated on the record, an agreement that a particular charge or count will or will not be filed, or any other promise not prohibited by law. K.S.A. 2018 Supp. 21-6807(b)(4) and 21-6812 and K.S.A. 2018 Supp. 22-3210.

Whether the sentencing court accepts or rejects any proposed plea agreement, the court will often be making a decision whether to accept a plea of guilty or no contest from the offender before coming into possession of all criminal history information that is required for imposition of sentence. Nevertheless, the sentencing court is still able to advise the offender of the sentencing consequences of the plea by simply informing the offender of the entire range of sentences provided by the grid for the severity level of the crime to which the plea is being entered. K.S.A. 2018 Supp. 21-6807 and K.S.A. 2018 Supp. 22-3210(a)(2).

While subsequently discovered prior convictions cannot then be used to enhance the severity level of the crime to which a plea has been accepted, they can be counted in the offender's criminal history. K.S.A. 2018 Supp. 21-6807(c)(4).

SUGGESTED SENTENCING PROTOCOL UNDER THE KSGA

- 1. ANNOUNCE THE CASE.**
- 2. HAVE COUNSEL STATE THE APPEARANCES FOR THE RECORD.**
- 3. GIVE AN OVERVIEW OF HOW THE DEFENDANT WAS FOUND GUILTY.**
 - Guilty plea
 - No contest plea
 - Bench trial
 - Jury trial
- 4. CONFIRM THAT EACH PARTY HAS BEEN SUPPLIED WITH A COPY OF THE PRESENTENCE INVESTIGATION REPORT (PSI).**
- 5. ASK EACH PARTY IF THERE IS A CHALLENGE TO THE CRIMINAL HISTORY.**
 - Require the parties to answer on the record.
 - Address the defendant personally and ask whether he acknowledges the accuracy of the criminal history set out in the Criminal History Worksheet. K.S.A. 2018 Supp. 21-6814.
 - If there are challenges to the criminal history, take up each challenge and rule on each challenge. The offender must specify the exact nature of any alleged error if he or she objects to his or her criminal history worksheet.
 - Criminal history shall be established by a preponderance of the evidence. The burden of proof is on the State.
 - A certified or authenticated copy of a Journal Entry is sufficient proof of a prior offense unless the defendant denies he or she is the person named. See *State v. Staven*, 19 Kan. App. 2d 916, 881 P.2d 573 (1994).
 - If time to challenge the criminal history was not available prior to the sentencing hearing, additional time must be provided. See *State v. Hankins*, 19 Kan. App. 2d 1036, 880 P.2d 271 (1994).
 - Burden is on prosecution when defendant objects to criminal history classification. See *State v. Schow*, 287 Kan. 529, 197 P.3d 825 (2008). However, if criminal history has previously been established, and the offender later challenges the established criminal history, the burden shifts to the defendant pursuant to 2009 Legislation. K.S.A. 2010 Supp. 21-4715(c), prior to its repeal, now at K.S.A. 2018 Supp. 21-6814.
 - If changes are made to the defendant's criminal history, the court should also make the changes on the Criminal History Worksheet.
 - If the defendant's criminal history score is modified as the result of a challenge, confirm that the parties are prepared for sentencing and, if so, proceed.
- 6. STATE THE PRIMARY OFFENSE OF CONVICTION, THE CRIMINAL HISTORY SCORE, THE RANGE OF IMPRISONMENT SENTENCE LENGTHS (AGGRAVATED, STANDARD, MITIGATED) IN THE APPLICABLE GRID BOX, ANY GRID BOX PRESUMPTION (IMPRISONMENT, PROBATION, BORDER BOX), ANY SPECIAL RULE THAT AFFECTS THE GRID BOX PRESUMPTION, THE PERIOD OF POSTRELEASE SUPERVISION FOLLOWING RELEASE FROM IMPRISONMENT, THE APPLICABLE**

PERCENTAGE OF GOOD TIME CREDIT THAT CAN BE EARNED, THE LENGTH OF THE PERIOD OF PROBATION, IF GRANTED, AND THE AGENCY TO SUPERVISE SUCH PROBATION.

7. IF THERE ARE ADDITIONAL FELONY OFFENSES, FOR EACH SUCH OFFENSE, IN ORDER OF DECREASING SEVERITY, APPLY CRIMINAL HISTORY “I” TO THE ADDITIONAL OFFENSES AND STATE THE INFORMATION IN PARAGRAPH 6 APPLICABLE TO THE ADDITIONAL OFFENSES.

8. IF REQUESTS FOR DEPARTURE HAVE BEEN FILED, EXPLAIN TO COUNSEL HOW YOU WILL HANDLE THE DEPARTURE HEARING.

- There is no prescribed proceeding for a departure hearing under K.S.A. 2018 Supp. 21-6817.
- A departure hearing may be conducted as a separate hearing, or the motion may be heard preceding other oral arguments and evidence on sentencing.
- If a separate departure hearing is held, the court may rule on the departure at the end of the hearing, “or within 21 days thereafter.” K.S.A. 2018 Supp. 21-6817(a)(2).

9. IF NO REQUESTS FOR DEPARTURE ARE ON FILE, ASK THE PARTIES WHETHER EITHER IS SEEKING A DEPARTURE.

This is not required by statute but it is the safest practice. In the event the PSI is not available in a timely manner, or other reasons arise which do not allow adequate time to prepare and present arguments regarding the issues of “departure sentencing,” a continuance must be granted. K.S.A. 2018 Supp. 21-6817(a)(1).

10. IF A DEPARTURE IS SOUGHT, CONDUCT A HEARING ON THE DEPARTURE MOTION(S). ALLOW COUNSEL TO ADDRESS THE COURT AND ALSO ALLOW THE WITNESSES FOR EITHER PARTY TO TESTIFY.

11. ASK EACH ATTORNEY FOR THE ATTORNEY’S SENTENCING SUGGESTIONS. THIS IS RELEVANT WHETHER OR NOT THE PARTIES HAVE AGREED TO RECOMMEND A PARTICULAR SENTENCE.

12. ASK IF ANY VICTIM(S) OR OTHERS WISH TO SPEAK CONCERNING THE SENTENCE(S) TO BE IMPOSED.

Following the rule in *State v. Parks*, 265 Kan. 644, 962 P.2d 486 (1998), non-victims and non-family members may also be permitted to submit written statements and/or speak.

13. ADDRESS THE DEFENDANT DIRECTLY (NOT HIS OR HER COUNSEL) AND CONDUCT ALLOCUTION UNDER K.S.A. 2018 SUPP. 22-3422 AND 22-3424.

Ask the defendant personally if he or she wishes to make a statement or to present evidence in support of mitigation of sentence. Allow such statements or evidence.

14. ASK THE DEFENDANT WHETHER THEY HAVE ANY LEGAL CAUSE TO SHOW WHY SENTENCE SHOULD NOT BE PRONOUNCED.

15. ANNOUNCE THE GRANTING OR DENIAL OF ANY REQUESTED DEPARTURE, CITING THE SUBSTANTIAL AND COMPELLING REASONS FOR THE DEPARTURE IF GRANTED.

- If a departure is denied there is generally no need to state the reasons for the denial. However, in denying a Jessica’s Law departure back to a guidelines sentence, the record should be clear that the judge reviewed the defendant’s asserted mitigating circumstances. See K.S.A. 2018 Supp. 21-6627(d).
- Statutory mitigating and aggravating factors may be found at K.S.A. 2018 Supp. 21-6815 (nondrug) and K.S.A. 2018 Supp. 21-6816 (drug).
- Sentencing courts must provide separate reasons based upon facts in the record for each durational and dispositional departure. See *State v. Favela*, 259 Kan. 215, 911 P.2d 792 (1996).
- Reasons for departure must be “substantial and compelling.” See K.S.A. 2018 Supp. 21-6815(a), 21-6816(a) and 21-6818(c)(2).
- Findings of fact as to the reasons for departure shall be made regardless of whether a hearing was requested. K.S.A. 2018 Supp. 21-6817(a)(4).
- For sex offenders, a postrelease supervision period of up to 60 months may be ordered. K.S.A. 2018 Supp. 22-3717(d)(1)(D)(i). When imposing a durational postrelease supervision departure under K.S.A. 2018 Supp. 22-3717(d), state specifically on the record the substantial and compelling reasons to impose a departure. See *State v. Anthony*, 273 Kan. 726, 45 P.3d 852 (2002).

16. IF A SPECIAL RULE APPLIES, WHICH DOES NOT REQUIRE A DEPARTURE, STATE THE APPLICABLE RULE AND ITS EFFECT UPON THE SENTENCE IMPOSED.

See listing of special rules in Chapter V.

17. ANNOUNCE THE SENTENCE FOR THE PRIMARY OFFENSE.

Suggestion: Follow the information layout for the offense in the PSI. Example: Mr. Doe, for the primary offense of theft, a level 9 nonperson felony, with your criminal history of B, I sentence you to the standard term of 14 months in the custody of the secretary of corrections. Your departure request for probation is granted. The court finds substantial and compelling reasons for the departure as follows: the two person felonies in your criminal history arose from the same incident, a bar fight, which occurred twenty years ago; you have no convictions since you served those sentences; the victim of the theft, your mother, is convinced you stole from her to buy oxycodone to self-medicate the pain from back problems and you need drug treatment, not prison; a drug treatment program is available to you in the community; and, the State has joined in the request for a departure to probation. You are granted probation to be supervised by Community Corrections for 12 months. If your probation is revoked, you will be remanded to DOC to serve the time left on your sentence, after credit for time served, but you can earn up to 20% maximum good time credit. Upon your release from prison you would then be placed on postrelease supervision for 12 months.

18. ANNOUNCE ALL OTHER SENTENCES, STATING WHETHER EACH ADDITIONAL SENTENCE IS CONCURRENT OR CONSECUTIVE TO THE PRIMARY OFFENSE SENTENCE.

The Court *must state on the record* if the sentence is concurrent or consecutive, otherwise it becomes a concurrent sentence by default except as provided by K.S.A. 2018 Supp. 21-6606(c), (d) and (e). K.S.A. 2018 Supp. 21-6606(a).

As of July 1, 2012, when the Court imposes multiple sentences consecutively, the consecutive sentences shall consist of an imprisonment term which may not exceed the sum of the consecutive imprisonment terms, and a supervision term. The sentencing judge shall have the discretion to

impose a consecutive term of imprisonment for a crime other than the primary crime of any term of months not to exceed the nonbase sentence. K.S.A. 2018 Supp. 21-6819(b)(1). This allows for consecutive sentencing for a count other than the primary offense up to the maximum sentence rather than requiring the full nonbase sentence. This change is reflected and may be entered in the Journal Entry of Judgment, Additional Offenses.

The total length of all consecutive sentences imposed cannot exceed twice the base sentence. The “double rule” and “double-double rule” are found at K.S.A. 2018 Supp. 21-6819. The “double-double rule” applies to cap the total length of consecutive upward durational departure sentences. See *State v. Snow*, 282 Kan. 323, 342, 144 P.3d 729 (2006) and the subsequent *State v. Snow*, 40 Kan. App. 2d 747, 195 P.3d 282 (2008).

19. ESTABLISH RESTITUTION AMOUNTS, IF ANY. SCHEDULE A RESTITUTION HEARING, IF THIS IS IN DISPUTE. ASSESS, OR DECLINE TO ASSESS, WITH PARTICULARITY, COSTS, FEES AND EXPENSES.

20. ESTABLISH THE NUMBER OF DAYS OF JAIL CREDIT TO WHICH THE DEFENDANT IS ENTITLED AND THE DEFENDANT’S “SENTENCE BEGINS DATE.”

See K.S.A. 2018 Supp. 21-6615.

21. ADVISE THE DEFENDANT THAT THEY MAY HAVE RIGHTS OF EXPUNGEMENT.

See K.S.A. 2018 Supp. 21-6614.

22. ADVISE THE DEFENDANT OF THEIR RIGHT TO APPEAL BY FILING THE NOTICE WITHIN 14 DAYS, UNDER K.S.A. 2018 SUPP. 22-3608, AND THE RIGHT TO COUNSEL.

Even if defendant’s jury trial counsel was retained, advise the defendant that they have the right to appeal their conviction and sentence, and, if they are indigent, counsel and the costs of the appeal will be afforded them. K.S.A. 2018 Supp. 22-3424(f). Likewise, when a defendant has been sentenced on a conviction resulting from a guilty or no contest plea, even if defendant’s plea counsel was retained, advise the defendant that, if they are indigent and wants to appeal the sentence, counsel and the costs of the appeal will be afforded them. *State v. Ortiz*, 230 Kan. 733, 640 P.2d 1255 (1982).

23. ADVISE THE DEFENDANT OF THE PROHIBITIONS AGAINST A CONVICTED FELON POSSESSING A FIREARM, IF APPLICABLE.

See K.S.A. 2018 Supp. 21-6304(a)(1) through (a)(3).

24. ADVISE THE OFFENDER OF THE LOSS OF CERTAIN CIVIL RIGHTS SUCH AS THE RIGHT TO VOTE UNTIL THE OFFENDER’S SENTENCE IS FULLY DISCHARGED.

See K.S.A. 2018 Supp. 21-6613. Anyone convicted of a felony on or after July 1, 2002 may not vote until their sentence is completed. This specifically includes a sentence of probation.

25. IF DEFENDANT IS REQUIRED TO REGISTER UNDER THE KANSAS OFFENDER REGISTRATION ACT (K.S.A. 2018 SUPP. 22-4901 ET SEQ.), ENSURE THE AGE OF THE VICTIM IS INCLUDED ON THE JOURNAL ENTRY OF JUDGMENT.

At the time of sentencing or disposition for an offense requiring registration as provided in K.S.A. 2018 Supp. 22-4902, and amendments thereto, the court shall ensure the age of the victim is documented in the journal entry of conviction or adjudication. K.S.A. 2018 Supp. 22-4904(a)(2).

- 26. IF IMPRISONMENT IS ORDERED, REMAND THE DEFENDANT TO THE CUSTODY OF THE SECRETARY OF CORRECTIONS OR THE SHERIFF, OR ESTABLISH A DATE TO REPORT IF A STAY OF EXECUTION IS GRANTED AND IF THE DEFENDANT IS NOT IN CUSTODY. ESTABLISH AN APPEAL BOND AMOUNT, IF REQUESTED. IF PROBATION IS GRANTED, DIRECT THE DEFENDANT AS TO WHEN AND TO WHAT SUPERVISING AGENCY HE/SHE IS TO REPORT.**
- 27. IF PROBATION IS ORDERED AND THE COURT WISHES TO WITHHOLD THE AUTHORITY OF COURT SERVICES OR COMMUNITY CORRECTIONS TO IMPOSE A 2-3 DAY JAIL SANCTION FOR PROBATION CONDITION VIOLATIONS, ENSURE THAT THE JOURNAL ENTRY FORM IS MARKED ACCORDINGLY.**

SOME POINTS OF INTEREST ABOUT THE GUIDELINES FOR THE PROSECUTION

EMPHASIS OF GUIDELINES IS ON CRIMINAL HISTORY AND CRIME SEVERITY

The KSGA places the emphasis of the sentencing phase of a criminal prosecution on the two factors that are generally of greatest concern to the prosecutor, the criminal history of the offender and the crime severity. The prosecution can focus its efforts on establishing by a preponderance of the evidence any challenged aspect(s) of the criminal history information provided in the presentence investigation report and presenting to the sentencing court any aggravating or mitigating circumstances which may provide substantial and compelling reasons for the court to consider imposing a departure sentence. Properly authenticated copies of journal entries of convictions or the mandatory presentence investigation reports prepared in conjunction with the prosecution of cases for crimes occurring on or after July 1, 1993, generally will be sufficient. Other properly authenticated documents that may be of use in proving criminal history include plea transcripts and charging documents such as an information, complaint, or indictment. The prosecution is entitled to reasonable time to obtain the necessary proof of prior convictions. K.S.A. 2018 Supp. 21-6814.

The burden is on the prosecution when defendant objects to the criminal history classification. See *State v. Schow*, 287 Kan. 529, 197 P.3d 825 (2008). However, if criminal history has previously been established, the burden moves to the defendant, pursuant to 2009 legislation. K.S.A. 2010 Supp. 21-4715(c), prior to its repeal, or K.S.A. 2018 Supp. 21-6814.

PROVING THE AGE OF JESSICA'S LAW OFFENDERS

Imposition of an off-grid mandatory sentence of imprisonment under K.S.A. 2018 Supp. 21-6627 requires a factual finding that the offender was 18 years of age or older at the time of the offense. Unless the offender has stipulated to the offender's age, that age is a fact question that must be submitted to a jury and proved beyond a reasonable doubt. *State v. Brown*, 291 Kan. 646, 244 P.3d 267 (2011). The Kansas Judicial Council has suggested that the jury's factual finding on the offender's age be included under a separate question on the verdict form. See the Notes on Use under the various PIK-Criminal elements instructions for offenses subject to Jessica's Law enhancements.

LAW ENFORCEMENT PROTECTION ACT

The Law Enforcement Protection Act enhances the severity level of the crime if a trier of fact finds beyond a reasonable doubt that an offender committed a nondrug felony offense (or the offender committed an attempt or conspiracy to commit such an offense) against a law enforcement officer while the officer was performing the officer's duty or solely due to the officer's status as a law enforcement officer. K.S.A. 2018 Supp. 21-6804(y)(1). The special rule is applied as follows:

- For felonies levels 2 through 10, sentencing is enhanced by 1 level;
- For level 1 felonies:
 - The minimum sentence is life in prison;
 - The offender is not eligible for a sentence modification or probation;
 - The offender cannot be released on parole before serving 25 years of the sentence;
 - The offender is not eligible for good time credit; and
 - No other sentence is permitted.

If an offender is subject to a minimum presumptive sentence due to criminal history, the minimum sentence of 25 years does not apply. Instead, the longer minimum sentence applies. The sentence imposed is not considered a departure from the sentencing grid and cannot be appealed. Further, the enhancements do not apply to crimes where the factual aspect concerning a law enforcement officer is a statutory element of the offense.

This special rule (#48) is different from other special rules in that it raises the severity level of the crime. Therefore, it must be contemplated at the charging stage of the case, or at least before a plea or trial.

SOME POINTS OF INTEREST ABOUT THE GUIDELINES FOR THE DEFENSE

IMPORTANCE OF ACCURATE, VERIFIED CRIMINAL HISTORY

Because the KSGA focuses so heavily on the criminal history of the offender as a determining factor of the sentence that will be imposed, the defense will be provided with a copy of the mandatory presentence investigation report, including the criminal history worksheet, and have an opportunity to challenge any errors contained in the report. Immediately upon receipt of the report the defense may file written notice to the prosecution and the sentencing court alleging errors in the proposed criminal history worksheet. The burden will then fall to the State to verify and establish by a preponderance of the evidence the accuracy of any disputed portions of the alleged criminal history, and the sentencing court is authorized to correct any errors. Consequently, the defense has an important role in ensuring that the sentence is based on an accurate criminal history that has been properly verified. See K.S.A. 2018 Supp. 21-6814.

In addition, because a sentencing court may take judicial notice of a prior criminal history worksheet as an accurate reflection of criminal history for use in a subsequent case, the offender may waive the right to challenge any errors contained in the worksheet by failing to do so when the worksheet is initially prepared and served on the parties. Failure to challenge any errors in the criminal history worksheet at a hearing on the proposed conversion of a sentence for a crime committed prior to July 1, 1993, to a KSGA sentence pursuant to the retroactivity provisions of the guidelines may also operate as a waiver of that opportunity in future cases. See K.S.A. 2018 Supp. 21-6813. See also *State v. Turner*, 22 Kan. App. 2d 564, 919 P.2d 370 (1996) and *State v. Lakey*, 22 Kan. App. 2d 585, 920 P.2d 470 (1996).

The burden is on the prosecution when defendant objects to the criminal history classification. See *State v. Schow*, 287 Kan. 529, 197 P.3d 825 (2008). However, if criminal history has previously been established, the burden moves to the defendant, pursuant to 2009 legislation. See K.S.A. 2018 Supp. 21-6814.

CAN ADVISE THE OFFENDER ABOUT TIME TO BE SERVED IN DEFINITE TERMS

Because the terms of imprisonment, nonprison sentences, and postrelease supervision imposed by the sentencing court pursuant to the KSGA will be of definite duration, defense counsel will be able to advise the offender of the exact amount of time which the sentence will require the offender to serve once the criminal history is known.

SOME POINTS OF INTEREST ABOUT THE GUIDELINES FOR CLERKS OF THE COURTS

COPIES OF REQUIRED DOCUMENTS SENT TO THE KSSC

A copy of the Journal Entry of Judgment and the Presentence Investigation Report, including the Criminal History Worksheet, all on the mandated KSGA forms, must be attached together and forwarded to the Kansas Sentencing Commission within 30 days of sentencing. K.S.A. 2018 Supp. 21-6813(g) and K.S.A. 2018 Supp. 22-3439(a).

A copy of the Journal Entry of Probation Violation must be sent to the Kansas Sentencing Commission, along with a copy of the original Journal Entry of Judgment, the Presentence Investigation Report, and the Criminal History Worksheet within 30 days of the final disposition. K.S.A. 2018 Supp. 22-3439(b).

PROVIDING DOCUMENTATION OF PRIOR CONVICTIONS

Because of the importance of an accurate criminal history under the KSGA and the need to verify prior convictions that are counted in criminal history scoring, Clerks of the Courts may receive requests for certified copies of journal entries and other documents, including requests from other jurisdictions.

PRESENTENCE INVESTIGATION REPORT IS PUBLIC RECORD

The Presentence Investigation Report (PSI), with the exception of the sections containing the official version, the defendant's version, victim comments, and psychological (including drug and alcohol) evaluations of the defendant, will be public record and may be kept in the court file. K.S.A. 2018 Supp. 21-6813.

APPENDIX A

PRESENTENCE INVESTIGATION REPORT (PSI)

INSTRUCTIONS AND FORMS

**Please use the 2018 PSI for all crimes
committed on and after July 1, 2018 through June 30, 2019.**

**This form is frequently updated. To ensure you have the most recent
version, please consult the Kansas Sentencing Commission website.**

**The PSI can be found on the Kansas Sentencing Commission website:
<http://www.sentencing.ks.gov/forms>.**

INSTRUCTIONS FOR THE KANSAS SENTENCING GUIDELINES ACT

PRESENTENCE INVESTIGATION REPORT (PSI)

In all cases involving felony crimes committed on or after July 1, 1993 the Presentence Investigation Report (PSI) must be on a form approved by the Kansas Sentencing Commission. K.S.A. 2018 Supp. 21-6813(g).

The complete Presentence Investigation Report and the Criminal History Worksheet should be stapled to the Journal Entry of Judgment form when these forms are sent to the Kansas Sentencing Commission. K.S.A. 22-3439(a). The PSI form found in this Manual must be used for all felony Presentence Investigation Reports prepared for crimes committed on or after July 1, 2018, through June 30, 2019.

A separate form must be used for each separate case number, even if the separate cases are scheduled to be sentenced on the same day.

PRESENTENCE INVESTIGATION FACE SHEET

“Original” or “Amended” boxes

Please indicate if this is an original PSI or it was necessary to prepare an amended PSI for the court.

1. OFFENDER AND CASE IDENTIFICATION INFORMATION

Judicial District

Enter the number of the judicial district in which the case was filed.

County and ORI number

Enter the name of the County in which the district court sits and the ORI Number (i.e., the Originating Agency Identification number). This nine-digit number, in the form XX XXX XX X X, is assigned by the National Crime Information Center (NCIC) of the Federal Bureau of Investigation, and serves to identify all agencies having access to the national communications system. Questions concerning an assigned O.R.I. number should be addressed to the Central Repository located at the Kansas Bureau of Investigation, (785) 296-2454.

Case No.

Enter the official district court Case Number in the present case. If the Court designates the case as a domestic violence case, check the DV Case box.

Name

Enter the offender's full legal name. Please be aware of nicknames, or designations (i.e., Jr., Sr., III, etc.).

A/K/A's

Enter any known aliases that have been or are now being used by the offender. Also please note maiden names and previous married names.

Age

Enter the offender's age at the time of the commission of the offense.

K.B.I. Number

The K.B.I. Number is the State Identification Number (SID) assigned to an individual by the Kansas Bureau of Investigation Central Repository, upon the individual's first entry into the state criminal history record system. The basis for this number is the number contained on the individual's initial arrest fingerprint card. All subsequent records concerning such individual will be assigned this same number (i.e., it is the identification number listed on an Abstract of Record received from the Central Repository).

Sex

Check the appropriate box for the offender's gender, male or female.

Race

Check the appropriate box. Designations are as follows: W (White) - a person having origins in any of the original peoples of Europe, North America, or the Middle East; B (Black) - a person having origins in any of the original peoples of Africa; A.I. (American Indian or Alaskan Native) - a person having origins in any of the original peoples of North America and who maintains cultural identification through tribal affiliation or community recognition; or A (Asian or Pacific Islander) - a person having origins in any of the original peoples of the Far East, Southeast Asia, the Indian subcontinent or the Pacific Islands.

Ethnicity

Check the appropriate box. "Hispanic" refers to a person of Mexican, Puerto Rican, Cuban, Central or South America, or other Spanish culture or national origin.

Address

Enter the last known address of the offender. Do not use the address of the facility in which an offender is being held.

Citizenship

Check the appropriate box. If citizenship is other than the United States, please specify such if known.

Detainer or Other Charges Pending

Check the appropriate box. If yes, a brief description of the detainer or other charges and the jurisdiction in which they are pending, may be set forth in the "Official Version" section of the report.

Subject in Custody and Awaiting Sentencing

Check the appropriate box and indicate jail credit if applicable. Enter the beginning and ending dates for the time period the offender was in custody awaiting sentencing.

DNA Sample Taken

Indicate whether a DNA sample has been taken pursuant to K.S.A. 2018 Supp. 21-2511.

2. JUVENILE OFFENDER TRIED AS ADULT**If Offender Was Under 18 Years of Age When Crime(s) Was Committed and Was Tried as an Adult**

Check the appropriate box indicating whether the offender was found to be an adult under K.S.A. 2018 Supp. 38-2347, or if the offender was automatically considered an adult because of a prior juvenile adjudication which would constitute a felony if committed by an adult.

3. CO-DEFENDANT INFORMATION

Names of Co-Defendants, If Any

Identify any co-defendants by entering the name and the district court case number, if any. Do not list juveniles by name; however, enter the number of juvenile co-defendants, if any.

4. ATTORNEY AND TRIAL INFORMATION

Name of Defense Attorney

Enter the full name of the defense attorney representing the offender in the present case.

Type of Counsel Prior to Sentencing

Check the applicable box.

Name of Prosecuting Attorney

Enter the full name of the prosecuting attorney in the present case.

Name of Sentencing Judge

Enter the name of the district court judge who is scheduled to preside over the sentencing proceedings in the present case.

Date of Guilty Plea or Judgment

Enter the Month/Day/Year that the offender was convicted in the present case.

Date of Sentencing

Enter the Month/Day/Year the sentencing of the offender in the present case is scheduled.

5. PRESENTENCE INVESTIGATION INFORMATION

Name of Presentence Investigator

Print the full name of the presentence investigator in the present case.

Date Assigned

Enter the Month/Day/Year the Presentence Investigation Report in the present case is ordered by the district court.

Date Submitted

Enter the Month/Day/Year the Presentence Investigation Report in the present case is filed in the district court.

Signature of Presentence Investigator

Affix the signature of the presentence investigator.

6. PRIMARY OFFENSE INFORMATION

Name of Primary Offense

Enter the descriptive name of the offense (i.e., Attempted First Degree Murder, Possession of Cocaine, etc.). The Primary Offense is generally the crime with the highest severity ranking. However, when an off-grid crime is part of a multiple count case, please use the primary on-grid crime for determining the base guideline sentence, using full criminal history.

If the conviction was for an attempt, conspiracy or criminal solicitation to commit an offense, check the appropriate box.

K.S.A. No.

Enter the offense of conviction by the proper K.S.A. number, and also include all of the applicable subsections (i.e., a severity level 4 Aggravated Battery would be K.S.A. 2018 Supp. 21-5413(b)(1)(A)).

Offense Date

Enter the date on which the offense was committed.

Offender Registration Required

If the offense of conviction requires offender registration, please check the appropriate box and fill out the Offender Registration Supplement (page 8) and attach it to the PSI.

All offenses requiring registration are marked with an “**R**” in the Criminal Code Statute listing in Appendix D. For a complete listing of offenses that require registration, please refer to K.S.A. 2018 Supp. 22-4902 or the Offender Registration Supplement.

Criminal History Score

Enter the letter that corresponds to the offender's criminal history classification as determined from the Criminal History Worksheet.

Check the appropriate boxes indicating either: Person or Nonperson; Felony or Misdemeanor.

If the crime is a misdemeanor, enter the class of misdemeanor.

If the crime is an on-grid felony, check the appropriate box, write in the severity level and check the box to indicate whether the offense is located on either the nondrug or drug sentencing grid.

If the felony is an off-grid or nongrid offense, check the appropriate box.

If Grid Sentence

“Mandatory Prison as per K.S.A. 21-5703” is a unique provision in the sentencing law that requires mandatory prison for those convicted of unlawful manufacture of a controlled substance or analog. Subsection (e) of that statute provides that suspended sentence, community service work and probation are not sentencing options.

Range

The Presumptive Sentencing Range for the offense is represented by the three numbers in the KSGA drug/nondrug sentencing grid box corresponding to the severity level and the criminal history classification of the offense. Enter the grid box numbers representing the “Aggravated,” “Standard” and “Mitigated” sentencing range within the grid box.

Please note these numbers are entered in the same order as they are read, from left to right, in the grid box. The “Aggravated” number is the highest number in the grid box. The “Standard” number is the middle number in the grid box. The “Mitigated” number is the lowest number in the grid box.

Maximum Good Time

Please mark whether the offense is eligible for 15% or 20% maximum good time.

- 15%: Nondrug severity level 1, 2, 3, 4, 5 or 6; Drug severity level 1 or 2.
- 20%: Nondrug severity level 7, 8, 9, or 10; Drug severity level 3, 4 or 5.

Special Rules

If a special rule applies to the offense, please check the appropriate box, fill out the “Special Rule No. and Description” fields, and complete the Special Rule Supplement on page 6 and attach it to the PSI.

If Drug Offense

Check the box for the statute in which the drug is listed (i.e., K.S.A. 65-4105) and write the name of the drug.

Amount (Distribution Only)

If the drug crime is drug distribution or possession with intent to distribute, write the quantity of the drug and, if the crime was committed within 1,000 feet of school property, check the appropriate box.

Firearm Finding

If the trier of fact finds that an offender carried a firearm to commit a drug felony, or possessed a firearm in furtherance of a drug felony, in addition to the grid sentence imposed, the offender shall be sentenced to:

- an additional 6 months’ imprisonment; (Special Rule #32) OR
- an additional 18 months’ imprisonment if the trier of fact makes a finding that the firearm was discharged. (Special Rule #33)

Drug Treatment

This box should only be filled out if the offender’s offense is for felony drug possession, K.S.A. 2018 Supp. 21-5706.

- Check the “Mandatory” box for adult offenders whose offense is classified in grid blocks 5-C, 5-D, 5-E, 5-F, 5-G, 5-H, or 5-I of the sentencing guidelines grid for drug crimes; OR
- Check the “With Court Finding” box for offenders whose offense is classified in grid blocks 5-A or 5-B, of the sentencing guidelines grid for drug crimes, but only if such person felonies committed by the offender were severity level 8, 9 or 10 or nongrid offenses of the sentencing guidelines grid for nondrug crimes; under circumstances where the present sentencing court is willing to find and set forth reasons with particularity for finding that the offender’s placement in a nonprison drug abuse treatment program will not jeopardize safety of the public;

Not Eligible Boxes

Offenders will not be eligible for SB 123 treatment for the following reasons. Check all boxes that may apply:

- Criminal History: Offender has a previous conviction of K.S.A. 2018 Supp. 21-5703, 21-5705, or 21-5716;
- Offender is a resident of another state and will be supervised in such state or is not lawfully in the United States;
- Offender’s current conviction is for a 3rd or subsequent felony drug possession;
- Offender has a LSI-R score of “Low” or “Low-Moderate”; or
- Offender has a SASSI score of “Low”.

Postrelease Supervision Duration

Check the appropriate box indicating the term of postrelease supervision applicable to the offense. Please see Chapter X for more information on postrelease supervision.

Probation Duration

Check the appropriate box indicating the term of probation applicable to the offense. K.S.A. 2018 Supp. 21-6608(c). If "Other" is checked, please fill in the blank.

Please see the probation section of Chapter V for more information.

DUI Post-Imprisonment Supervision

Please check the appropriate box. For a third or subsequent conviction for a DUI violation after the term of imprisonment imposed by the court the person shall be supervised by community correctional services or court services, as determined by the court based upon the results of the LSI-R, for a mandatory one-year period of supervision. K.S.A. 2018 Supp. 8-1567(b)(3). The sentencing options for felony DUI is contained specifically in this item. **It is not necessary to complete the Probation Duration or the Postrelease Supervision Duration above as offenders are not placed on probation or postrelease supervision, As of July 1, 2011, after service of their jail term, which may include house arrest and work release, there is mandatory Post-Imprisonment Supervision of 12 months. Check the Court Services or Community Corrections box based upon appropriate PIS placement.**

Check the appropriate box if the offender had a child under the age of 18 in the vehicle at the time of the offense, the punishment shall be enhanced by one additional month of imprisonment. K.S.A. 2018 Supp. 8-1567(c).

FACE SHEET SUPPLEMENTAL PAGE

CASE NO. (PAGES 2 and 3)

Please list the case number for this case at the top of each page where indicated.

ADDITIONAL OFFENSE INFORMATION

Make as many copies of this page as needed in order to include all of the offender's additional offenses. Instructions for the primary offense as described above will also apply to additional offenses on the Supplemental Page(s).

CURRENT OFFENSE INFORMATION

CASE NO. (PAGE 4)

Please list the case number for this case at the top of each page where indicated.

1. OFFICIAL VERSION

This section should be utilized by the individual preparing the PSI to briefly relate the facts of the offense that have been clearly established during the prosecution of the case.

2. DEFENDANT'S VERSION/DATE OF BIRTH/SOCIAL SECURITY NUMBER

List the Defendant's Date of Birth and Social Security Number. If the defendant chooses to provide a description of the facts and/or circumstances surrounding the offense, that information should be included here. If the defendant chooses not to provide any information, the defendant's date of birth and social

security number should be the only information listed in this area.

Please include with Journal Entry Information.

3. VICTIM'S INJURY/DAMAGE/STATEMENT(S)

Include the appropriate information pertaining to victim's injury due to the crime committed.

4. TOTAL RESTITUTION OWED

Include name, address, and amount owed to each victim, then enter the total restitution owed in the space provided.

5. OTHER PENDING INFORMATION

Include any victim statements pertaining to the crime committed.

CASE NO. (PAGE 5)

Please list the case number for this case at the top of each page where indicated.

6. PLACEMENT OPTIONS

In this section, the individual preparing the PSI should indicate that individual's professional recommendation to the sentencing court on a nonprison placement. **In all cases**, the individual preparing the PSI should mark all applicable boxes for criteria that qualify the offender for placement in a Community Corrections program, even if the individual completing the PSI does not recommend a Community Corrections placement.

7. OFFICER'S ASSESSMENT OF CONDITIONS OF PROBATION

Check the appropriate box(es) and insert additional information as required. Insert any additional assessments not provided for in the PSI form in the "Other" space.

8. COSTS PROPOSED

Please identify any costs to which the offender may be subject. Court costs should include any surcharges.

For more information see the Fines and Fees sections of Chapter V.

SPECIAL RULES SUPPLEMENTAL PAGES

CASE NO. (PAGE 6 and 7)

Please list the case number for this case at the top of each page where indicated.

Attach these pages only if one or more special rules apply. Indicate the applicable special sentencing rules, if any, that the sentencing court should be aware of for the individual offender. Many of the special sentencing rules include specific directions for the sentencing court to consider regarding sentencing requirements and procedures.

Note: The numbers for the special rules are intentionally non-sequential for data coding purposes. Please do not renumber them. The numbers 7, 14, 18, and 39 were assigned to rules that are no longer in use and they will not be reassigned.

OFFENDER REGISTRATION SUPPLEMENT TO THE PSI-
REGISTRATION TERMS

CASE NO. (Page 8)

Please list the case number for this case at the top of each page where indicated.

Attach this page if the offense requires registration. Check the appropriate boxes indicating the length of the registration requirement and confirming that the defendant was advised, on the record, of the duty to register. K.S.A. 2018 Supp. 22-4906 and 22-4904(a)(1)(A).

For more information on offender registration, please see Chapter VII.

CRIMINAL HISTORY WORKSHEET INSTRUCTIONS

1. K.B.I. #

Enter the K.B.I. Number, which is the State Identification Number (SID) assigned to an individual by the Kansas Bureau of Investigation Central Repository, upon the individual's first entry into the state criminal history record system. The basis for this number is the number contained on the individual's initial arrest fingerprint card. All subsequent records concerning the individual will be assigned this same number (i.e., it is the identification number listed on the Abstract of Record received from the Central Repository).

2. CASE #

Enter the official district court case number.

3. DISTRICT #

Enter the number of the judicial district in which the offender was convicted of the present offense(s).

4. COURT/ORI #

Enter the District Court ORI number. This nine digit number is assigned by the National Crime Information Center (NCIC) of the Federal Bureau of Investigation (FBI) and serves to identify all agencies having access to the national communications system. In the form XX XXX XX X X, each criminal justice agency in Kansas has an assigned ORI number. The first two digits represent the state (KS), the next three digits the county (001 through 105, plus additional assignments), the next two digits represent a sequential assignment within the county, the next digit is for the level of government (1 = local, 3 = state, 5 = federal, etc.) and the last digit is for the type of agency (A = county/district attorneys, C = jails, J = courts, etc.). For example, KS001013A would represent the Allen County Attorney and KS046051J represents the Overland Park Municipal Court. Questions concerning assigned ORI numbers may be addressed to the KBI at (785) 296-2454.

5. PSI INVESTIGATOR NAME

Enter the last name, the first name, and the middle initial of the investigating court services or community corrections officer.

6. PRIOR RECORD

Check whether the offender has a prior conviction record.

7. OFFENDER NAME

Enter the offender's last name, the first name, and the middle name, or initial. The name should be copied as it is listed on the Presentence Investigation Report face sheet.

8. DATE OF OFFENSE

In Month, Day and four-digit Year format (xx/xx/xxxx), enter the date the primary offense was committed. This date should be the same as that on the journal entry.

9. DATE OF CONVICTION

In Month, Day and four-digit Year format (xx/xx/xxxx), enter the date of a guilty plea or a district court finding.

10. DATE OF WORKSHEET

In Month, Day and four-digit Year format (xx/xx/xxxx), enter the date the Worksheet was prepared.

11. DATE OF SENTENCING

In Month, Day and four-digit Year format (xx/xx/xxxx), enter the date the district court has set the case for final disposition.

12. CUSTODY SUPERVISION

Fill out this section if the offender was under custody supervision when the current offense(s) was committed, or if the offender would have been on supervision but for early release or discharge from probation or postrelease supervision.

Check the type of supervision. If the defendant was incarcerated or under some other supervision, check "Other" and describe the type of supervision in the space next to the box.

Check whether the defendant was on supervision for a felony or a misdemeanor. (It is not necessary to fill this out if the defendant was granted early discharge for a misdemeanor.)

Enter the jurisdiction (i.e., federal, state, municipal, etc.), district court case number and sentencing date for that case.

Make sure to mark the applicable Special Rule on the Special Rules Supplemental page.

- If the defendant committed the crime while incarcerated or on probation, parole, conditional release or postrelease supervision for a felony, see Special Rule #9.
- If the defendant committed a felony during the time in which the offender would have been under supervision had it not been for the early discharge, see Special Rule #40.
- If offender committed a felony while incarcerated in a Juvenile Correctional Facility for a crime which would have been a felony if committed by an adult, see Special Rule #28.

13. CURRENT CRIME(S) OF CONVICTION

Enter the crime(s) of conviction in the current case for which the Criminal History Worksheet is being prepared. Enter the Kansas statute violated, including subsections and a description of the offense. Also indicate whether the crime of conviction is a misdemeanor or a felony (M/F), a person or a nonperson offense (P/N) and the felony severity level or the misdemeanor classification.

14. CRIMINAL HISTORY CONVICTIONS AND/OR ADJUDICATIONS PRIOR TO SENTENCING

All convictions relevant to calculating the criminal history classification under the sentencing guidelines should be recorded on the Criminal History Worksheet as part of the Presentence Investigation Report. Prior convictions should be recorded on the Supplemental Worksheet for Prior Convictions in descending order by the date of conviction, starting with the most recent conviction.

Include any and all scoreable additional offense supplemental pages(s) of the PSI report and any Supplemental Worksheets for Prior Convictions pages. Count the convictions for each conviction type and enter the total number of convictions in the corresponding boxes. Add the number of adult convictions to the number of juvenile adjudications for each criminal history type, in order to obtain totals for each criminal history type.

“Person Misdemeanors” that are converted to “Person Felonies” should not be counted in the Person Misdemeanors total. However, Nonperson “select” Misdemeanors should be added to the Nonperson Misdemeanors total.

15. AMENDED CRIMINAL HISTORY CONVICTIONS AND/OR ADJUDICATIONS

Enter in the gray area any amendments approved by the district court prior to the sentencing. It is not necessary to complete a new Worksheet when criminal history is amended.

In some cases the status of a prior conviction will be unclear and the attorneys may stipulate to some convictions and not to others for the purposes of classifying an offender in a criminal history category. In other cases, particular convictions appearing on the Worksheet may be successfully challenged at the sentencing hearing and will thus not be relied upon to establish the offender's criminal history classification. Any amendments should be noted in this section of the Criminal History Worksheet.

16. CRIMINAL HISTORY CATEGORY

After all prior criminal convictions and adjudications have been totaled, indicate the final criminal history category by checking a letter from A to I. If special rules 41, 42, 44 or 45 are used, a new section, “Scored under Special Rule” has been added. This allows the parties to reflect the changes to criminal history that results from converting diversions, adjudications and other relevant prior criminal history to be scored as nonperson or person felonies.

17. NUMBER OF PERSON MISDEMEANORS CONVERTED

Enter the number of person misdemeanors converted to felonies. Those misdemeanors converted to a felony should be identified in the conviction code column of the Worksheet as JMC or AMC.

18. PRIOR CONVICTION USED TO ENHANCE, ELEVATE OR IS AN ELEMENT OF THE CURRENT CRIME OF CONVICTION

Check the applicable box indicating whether a prior conviction is being used to enhance/elevate or is an element of the current crime of conviction.

19. NUMBER OF DECAYED JUVENILE ADJUDICATIONS

Enter the number of felony and misdemeanor decayed juvenile adjudications. Juvenile felony and misdemeanor adjudications that have decayed should not be considered in the totals or in determining the

final criminal history category. However, the total should be listed in box 19 of the first page of the Kansas Criminal History Worksheet and also individually in the prior conviction listing on the Supplemental Criminal History Worksheet – Prior Convictions page (and also on the supplemental pages, if any), so that future PSI writers will have knowledge of the offender's entire record.

SUPPLEMENTAL CRIMINAL HISTORY WORKSHEET- **PRIOR CONVICTIONS AND/OR ADJUDICATIONS**

Each page of the Criminal History Worksheet should contain the offender's name, the judicial district, the county, and the district court Case Number. For each prior conviction include the following information. Prior convictions should be recorded in descending order by the date of conviction, starting with the most recent conviction.

For each prior conviction listed, copies of any verifying documents available to the officer should be attached, including criminal history worksheets prepared in prior cases.

The following information is **not** relevant to establishing an offender's criminal history classification under the KSGA and should not be recorded on the Criminal History Worksheet.

- **Juveniles:** Do not include informal dispositions, traffic infractions, child in need of care adjudications, contacts with law enforcement or arrests not resulting in adjudication.
- **Adults:** Do not include traffic infractions, contacts with law enforcement or arrests not resulting in conviction.

STATUTE/ORDINANCE NUMBER AND DESCRIPTION

Enter the actual statute or ordinance violated. If the conviction is in another state or jurisdiction, enter the statute number from that jurisdiction. Please enter in the Description section, the Kansas statute used for comparison to the ordinance or out-of-state conviction. Descriptions for prior convictions should be brief but descriptive.

JURISDICTION CODE

Enter the Jurisdiction Code using the listing of Jurisdiction Codes at the bottom of the page (i.e., a Federal, State, Military, or Municipal Court).

STATE/COUNTY

Enter the state in which the conviction occurred by using the assigned TWO-LETTER ABBREVIATION. Also use the assigned TWO-LETTER ABBREVIATION for the county in which the conviction occurred.

CITY

If a conviction is listed which occurred in a municipal or a county court, enter the name of the city in which the court is located.

CONVICTION DATE

In Month, Day and four-digit Year format (xx/xx/xxxx), enter the date of conviction.

CASE NUMBER

Enter the official court Case Number.

CONVICTION CODE

Indicate the type of conviction using the Conviction and Amended Codes located at the bottom of the page. Consult the Crime Lists in Appendix D to determine whether the prior conviction should be classified as a felony or a misdemeanor, a person or a nonperson crime, or a “select” misdemeanor for criminal history purposes.

Juvenile adjudication codes all begin with the letter J. Adult convictions begin with the letter A.

Misdemeanors that are converted to a felony should be identified as JMC or AMC.

Convictions that are used to enhance a sentence or that constitute an element of the current offense of conviction should be identified as AFE or JFE.

AMENDED CODE

Indicate any amendments to the crime classification using the Conviction and Amended Codes at the bottom of the page.

SOURCE OF INFORMATION

This indicates where the PSI writer found the information on a specific conviction. Source of Information Codes are listed at the bottom of the page. The source for specific information can be referred to later when requesting documentation.

For more information on special conversion rules, see Chapter III.

**KANSAS SENTENCING GUIDELINES
PRESENTENCE INVESTIGATION REPORT
FACE SHEET
PLEASE USE FOR CRIMES COMMITTED ON
JULY 1, 2018 - JUNE 30, 2019**

☐ Original ☐ Amended

1. Judicial District: _____

County and ORI number : _____

Case Number: _____ ☐ DV Case

Name: _____

A/K/A's: _____

Age: ____ K.B.I. No: _____

Sex: ☐ Male ☐ Female

Race: ☐ W ☐ B ☐ A.I. ☐ A

Ethnicity: ☐ Hispanic ☐ Non-Hispanic

Address: _____

Citizenship: ☐ U.S. ☐ Citizen of: _____

Detainer or Other Charges Pending? ☐ Yes ☐ No

Subject in Custody Awaiting Sentencing? ☐ Yes ☐ No

Begin _____ End _____ = _____ Days

Begin _____ End _____ = _____ Days

Begin _____ End _____ = _____ Days

DNA Sample Taken (K.S.A. 21-2511): ☐ Yes ☐ No

2. IF OFFENDER WAS UNDER 18 YEARS OF AGE WHEN CRIME(S)
WAS COMMITTED AND WAS TRIED AS AN ADULT, OFFENDER
WAS:

☐ Adjudicated as an Adult Under K.S.A. 38-2347

☐ Automatically Considered Adult Because of a Prior Felony

3. Names of Co-Defendants, if any: _____

4. Defense Attorney: _____

Type of Counsel Prior to Sentencing:

☐ Retained ☐ Appointed ☐ Self

☐ Waived Orally ☐ Waived in Writing

Prosecuting Attorney: _____

Sentencing Judge: _____

Date of Guilty Plea or Judgment: _____

Date of Sentencing: _____

5. Presentence Investigator: (Please Print)

Date Assigned: _____ Date Submitted: _____

Presentence Investigator's signature: _____

6. Primary Offense: _____

☐ Attempt ☐ Conspiracy ☐ Solicitation

K.S.A. No. (including subsections): _____

Offense Date: _____ Count No.: _____

☐ Offender Registration Required - Attach Supplement (Pg 7)
(K.S.A. 22-4902)

Criminal History Score: _____

☐ Person ☐ Nonperson

☐ Misdemeanor - Class _____

☐ Felony: ☐ On-Grid - Severity Level _____ ☐ Nondrug ☐ Drug
☐ Off-grid ☐ Nongrid (K.S.A. 21-6804(i))

If Grid Sentence: ☐ Mandatory Prison as per K.S.A. 21-5703

☐ Presumptive Prison ☐ Presumptive Probation ☐ Border Box

Range: Aggravated _____ Standard _____ Mitigated _____

Max. Good Time: (K.S.A. 21-6821) ☐ 15% ☐ 20%

Special Rules: ☐ Special Rule Applies - Attach Supplement (Pg 6)
Number _____ and Description: _____

If Drug Offense (Indicate statute for controlled substance):

☐ 65-4105 ☐ 65-4107 ☐ 65-4109 ☐ 65-4111 ☐ 65-4113

Name of Drug: _____

Amount: (Distribution Only) _____ ☐ w/in 1,000 ft of school

☐ Firearm Finding (K.S.A. 21-6805(g)): ☐ 6 months

☐ 18 months

Drug Treatment: ☐ Mandatory ☐ With Court Finding

Not Eligible: ☐ Criminal History ☐ Residency

☐ 3rd or Subsequent Conviction Felony Possession ☐

Low or Low-Moderate LSI-R score

☐ Low SASSI score

Postrelease Supervision Duration: ☐ 12 months ☐ 24 months

☐ 36 months ☐ 60 months

☐ Lifetime Postrelease (K.S.A. 22-3717(d)(1)(G)(i))

☐ Lifetime Parole/Electronic Monitoring (K.S.A. 21-6604(r))

Probation Duration: ☐ 12 months ☐ 18 months ☐ 24 months

☐ 36 months ☐ Other: _____

DUI Post-Imprisonment Supervision: (12 months)

☐ Court Services ☐ Community Corrections

☐ Additional one month jail if child <18 in vehicle

2018 KANSAS SENTENCING GUIDELINES
PRESENTENCE INVESTIGATION REPORT - FACE SHEET SUPPLEMENTAL PAGE
CASE NO. _____

page 2

Additional Offense: _____

K.S.A. No. (including subsections): _____

Offense Date: _____ **Count No.:** _____

☐ **Offender Registration Required** - Attach Supplement (Pg 7)
(K.S.A. 22-4902)

Criminal History Score: _____

☐ Person ☐ Nonperson

☐ Misdemeanor - Class _____

☐ Felony: ☐ On-Grid - Severity Level _____ ☐ Nondrug ☐ Drug
☐ Off-grid ☐ Nongrid (K.S.A. 21-6804(i))

If Grid Sentence: ☐ Mandatory Prison as per K.S.A. 21-5703

☐ Presumptive Prison ☐ Presumptive Probation ☐ Border Box

Range: Aggravated _____ Standard _____ Mitigated _____

Max. Good Time: (K.S.A. 21-6821) ☐ 15% ☐ 20%

Special Rules: ☐ Special Rule Applies - Attach Supplement (Pg 6)
Number _____ and Description: _____

If Drug Offense (Indicate statute for controlled substance):

☐ 65-4105 ☐ 65-4107 ☐ 65-4109 ☐ 65-4111 ☐ 65-4113

Name of Drug: _____

Amount: (Distribution Only) _____ ☐ w/in 1,000 ft of school

☐ Firearm Finding (K.S.A. 21-6805(g)): ☐ 6 months
☐ 18 months

Drug Treatment: ☐ Mandatory ☐ With Court Finding

Not Eligible: ☐ Criminal History ☐ Residency
☐ 3rd or Subsequent Conviction Felony Possession
☐ Low or Low-Moderate LSI-R score
☐ Low SASSI score

Postrelease Supervision Duration: ☐ 12 months ☐ 24 months

☐ 36 months ☐ 60 months

☐ Lifetime Postrelease (K.S.A. 22-3717(d)(1)(G)(i))

☐ Lifetime Parole/Electronic Monitoring (K.S.A. 21-6604(r))

Probation Duration: ☐ 12 months ☐ 18 months ☐ 24 months

☐ 36 months ☐ Other: _____

DUI Post-Imprisonment Supervision: (12 months)

☐ Court Services ☐ Community Corrections

☐ Additional one month jail if child <18 in vehicle

Additional Offense: _____

K.S.A. No. (including subsections): _____

Offense Date: _____ **Count No.:** _____

☐ **Offender Registration Required** - Attach Supplement (Pg 7)
(K.S.A. 22-4902)

Criminal History Score: _____

☐ Person ☐ Nonperson

☐ Misdemeanor - Class _____

☐ Felony: ☐ On-Grid - Severity Level _____ ☐ Nondrug ☐ Drug
☐ Off-grid ☐ Nongrid (K.S.A. 21-6804(i))

If Grid Sentence: ☐ Mandatory Prison as per K.S.A. 21-5703

☐ Presumptive Prison ☐ Presumptive Probation ☐ Border Box

Range: Aggravated _____ Standard _____ Mitigated _____

Max. Good Time: (K.S.A. 21-6821) ☐ 15% ☐ 20%

Special Rules: ☐ Special Rule Applies - Attach Supplement (Pg 6)
Number _____ and Description: _____

If Drug Offense (Indicate statute for controlled substance):

☐ 65-4105 ☐ 65-4107 ☐ 65-4109 ☐ 65-4111 ☐ 65-4113

Name of Drug: _____

Amount: (Distribution Only) _____ ☐ w/in 1,000 ft of school

☐ Firearm Finding (K.S.A. 21-6805(g)): ☐ 6 months
☐ 18 months

Drug Treatment: ☐ Mandatory ☐ With Court Finding

Not Eligible: ☐ Criminal History ☐ Residency
☐ 3rd or Subsequent Conviction Felony Possession
☐ Low or Low-Moderate LSI-R score
☐ Low SASSI score

Postrelease Supervision Duration: ☐ 12 months ☐ 24 months

☐ 36 months ☐ 60 months

☐ Lifetime Postrelease (K.S.A. 22-3717(d)(1)(G)(i))

☐ Lifetime Parole/Electronic Monitoring (K.S.A. 21-6604(r))

Probation Duration: ☐ 12 months ☐ 18 months ☐ 24 months

☐ 36 months ☐ Other: _____

DUI Post-Imprisonment Supervision: (12 months)

☐ Court Services ☐ Community Corrections

☐ Additional one month jail if child <18 in vehicle

2018 KANSAS SENTENCING GUIDELINES
PRESENTENCE INVESTIGATION REPORT - FACE SHEET SUPPLEMENTAL PAGE
CASE NO. _____

page 3

Additional Offense: _____

K.S.A. No. (including subsections): _____

Offense Date: _____ **Count No.:** _____

☐ **Offender Registration Required** - Attach Supplement (Pg 7) (K.S.A. 22-4902)

Criminal History Score: _____

☐ Person ☐ Nonperson

☐ Misdemeanor - Class _____

☐ Felony: ☐ On-Grid - Severity Level _____ ☐ Nondrug ☐ Drug
☐ Off-grid ☐ Nongrid (K.S.A. 21-6804(i))

If Grid Sentence: ☐ Mandatory Prison as per K.S.A. 21-5703

☐ Presumptive Prison ☐ Presumptive Probation ☐ Border Box

Range: Aggravated _____ Standard _____ Mitigated _____

Max. Good Time: (K.S.A. 21-6821) ☐ 15% ☐ 20%

Special Rules: ☐ Special Rule Applies - Attach Supplement (Pg 6)
Number _____ and Description: _____

If Drug Offense (Indicate statute for controlled substance):

☐ 65-4105 ☐ 65-4107 ☐ 65-4109 ☐ 65-4111 ☐ 65-4113

Name of Drug: _____

Amount: (Distribution Only) _____ ☐ w/in 1,000 ft of school

☐ Firearm Finding (K.S.A. 21-6805(g)): ☐ 6 months
☐ 18 months

Drug Treatment: ☐ Mandatory ☐ With Court Finding

Not Eligible: ☐ Criminal History ☐ Residency
☐ 3rd or Subsequent Conviction Felony Possession
☐ Low or Low-Moderate LSI-R score
☐ Low SASSI score

Postrelease Supervision Duration: ☐ 12 months ☐ 24 months

☐ 36 months ☐ 60 months

☐ Lifetime Postrelease (K.S.A. 22-3717(d)(1)(G)(i))

☐ Lifetime Parole/Electronic Monitoring (K.S.A. 21-6604(r))

Probation Duration: ☐ 12 months ☐ 18 months ☐ 24 months

☐ 36 months ☐ Other: _____

DUI Post-Imprisonment Supervision: (12 months)

☐ Court Services ☐ Community Corrections

☐ Additional one month jail if child <18 in vehicle

Additional Offense: _____

K.S.A. No. (including subsections): _____

Offense Date: _____ **Count No.:** _____

☐ **Offender Registration Required** - Attach Supplement (Pg 7) (K.S.A. 22-4902)

Criminal History Score: _____

☐ Person ☐ Nonperson

☐ Misdemeanor - Class _____

☐ Felony: ☐ On-Grid - Severity Level _____ ☐ Nondrug ☐ Drug
☐ Off-grid ☐ Nongrid (K.S.A. 21-6804(i))

If Grid Sentence: ☐ Mandatory Prison as per K.S.A. 21-5703

☐ Presumptive Prison ☐ Presumptive Probation ☐ Border Box

Range: Aggravated _____ Standard _____ Mitigated _____

Max. Good Time: (K.S.A. 21-6821) ☐ 15% ☐ 20%

Special Rules: ☐ Special Rule Applies - Attach Supplement (Pg 6)
Number _____ and Description: _____

If Drug Offense (Indicate statute for controlled substance):

☐ 65-4105 ☐ 65-4107 ☐ 65-4109 ☐ 65-4111 ☐ 65-4113

Name of Drug: _____

Amount: (Distribution Only) _____ ☐ w/in 1,000 ft of school

☐ Firearm Finding (K.S.A. 21-6805(g)): ☐ 6 months
☐ 18 months

Drug Treatment: ☐ Mandatory ☐ With Court Finding

Not Eligible: ☐ Criminal History ☐ Residency
☐ 3rd or Subsequent Conviction Felony Possession
☐ Low or Low-Moderate LSI-R score
☐ Low SASSI score

Postrelease Supervision Duration: ☐ 12 months ☐ 24 months

☐ 36 months ☐ 60 months

☐ Lifetime Postrelease (K.S.A. 22-3717(d)(1)(G)(i))

☐ Lifetime Parole/Electronic Monitoring (K.S.A. 21-6604(r))

Probation Duration: ☐ 12 months ☐ 18 months ☐ 24 months

☐ 36 months ☐ Other: _____

DUI Post-Imprisonment Supervision: (12 months)

☐ Court Services ☐ Community Corrections

☐ Additional one month jail if child <18 in vehicle

2018 KANSAS SENTENCING GUIDELINES
PRESENTENCE INVESTIGATION REPORT
CURRENT OFFENSE INFORMATION

(This page only - NOT PUBLIC RECORD)
CASE NO. _____

page 4

1. OFFICIAL VERSION:		
2. DEFENDANT'S VERSION: Defendant's Date of Birth: Defendant's Social Security Number:		
3. VICTIM'S INJURY / DAMAGE / STATEMENT(S):		
4. RESTITUTION OWED TO:		Total Restitution Owed: \$ _____
\$	Amount	Name and Address
\$	_____	_____
\$	_____	_____
\$	_____	_____
\$	_____	_____
\$	_____	_____
\$	_____	_____
\$	_____	_____
\$	_____	_____
5. OTHER PENDING INFORMATION:		

6. **PLACEMENT OPTIONS:** This is a list of placement options and the presentence investigator's professional assessment of possible conditions should the court place the offender on probation or order some form of community sanction.

- ☐ COMMUNITY CORRECTIONS [Indicate the criteria from K.S.A. 75-5291 or Special Rule that qualifies the defendant for placement in Community Corrections.]
- ☐ (a)(2)(A) Scored moderate, high or very high risk
- ☐ (a)(2)(B) Downward dispositional departure from presumptive prison sentence
- ☐ (a)(2)(C) Convicted of offense severity level 7 or higher which requires registration
- ☐ (a)(2)(F) Drug Treatment for up to 18 months (K.S.A. 21-6824 "SB 123")
- ☐ (a)(2)(G) Sentenced pursuant to K.S.A. 8-1567 (DUI)
- ☐ Special Rule Applies
- ☐ COURT SERVICES

7. **OFFICER'S ASSESSMENT OF CONDITIONS OF PROBATION:** K.S.A. 21-6607 [Check All That Apply.]

- ☐ Alcohol evaluation ☐ Drug evaluation ☐ Mental Health evaluation ☐ ADSAP Evaluation ☐ Domestic Violence Offender Assessment (K.S.A. 21-6604(p))
- ☐ In Patient ☐ Out Patient
- ☐ Alcohol treatment ☐ Drug treatment ☐ Mental Health treatment (Follow recommendations of counselor)
- ☐ No possession or consumption of alcohol or illegal drugs
- ☐ At C.S.O. request and at defendant's own expense, submit to random: ☐ Breath test ☐ Blood test ☐ Urinalysis test
- ☐ Community Service Work: _____ Hours
- ☐ Gain employment ☐ Maintain employment
- ☐ Notify the C.S.O. of changes in employment, residence and phone number
- ☐ No contact with: ☐ Victim ☐ Co-defendant
- ☐ Educational program: ☐ G.E.D. ☐ Vocational ☐ Higher Education
- ☐ Register as an offender pursuant to the Kansas Offender Registration Act, K.S.A. 22-4901 *et. seq.* (**NO registration is required** for K.S.A. 21-5705(a)(2)-(a)(6) and **ALL** subsections (formerly K.S.A. 21-36a05(a)(2) and **ALL** subsections of (a)(2))
- ☐ Attend a presentation by the Victim Impact Panel
- ☐ Submit to KBI DNA testing and be responsible for the cost of the test
- ☐ Curfew Restriction: _____
- ☐ Travel Restriction: _____
- ☐ Other: _____

8. **COSTS PROPOSED:**

†Total Restitution (Please complete pg. 4 item #4)	\$ _____	Correctional Supv. Fee (Felony \$120/ Misd. \$60)	\$ _____
Court Costs (including surcharge)	\$ _____	BIDS Attorney Fee	\$ _____
*Fines to Human Trafficking Victim Assist. Fund	\$ _____	BIDS Application Fee	\$ _____
*Total Fines (Excluding Human Trafficking Victim Assist. Fund)	\$ _____	Court-Appointed Attorney Fee	\$ _____
DNA Database Fee (K.S.A. 21-2511 & 75-724)	\$ _____	Community Corrections Fee (offenses after 1/4/07)	\$ _____
Extradition Costs	\$ _____	Booking/fingerprint Fee	\$ _____
Domestic Violence Special Program Fee	\$ _____	Reward Reimbursement	\$ _____
Apprehension Fee (Escape/Agg. Escape)	\$ _____	Children's Advocacy Center Assessment Fee	\$ _____
Alcohol &/or Drug Eval. Fee (offenses before 7/1/11)	\$ _____	Medical Costs/Expenses Reimbursement	\$ _____
Witness Fee	\$ _____	SB 123 Assessment Fee (\$175)	\$ _____
KBI Lab Fee	\$ _____	SB 123 Offender Reimbursement (at least \$125)	\$ _____
Other Lab Fee	\$ _____	Other:	\$ _____
Domestic Violence Assessment/Recommendations	\$ _____	TOTAL COSTS	\$ _____

† ☐ Restitution shall be ordered as per K.S.A. 22-3424 if convicted of Human Trafficking (K.S.A. 21-5426), Agg. Human Trafficking (K.S.A. 21-5426) or Commercial Exploitation of a Child (K.S.A. 21-6422).

* ☐ \$250 of DUI fine shall be sent to Community Corrections Supervision Fund.

* ☐ Fines to Human Trafficking Assistance Fund: \$2500-5000 for Human Trafficking (K.S.A. 21-5426), Promoting the Sale of Sexual Relations (K.S.A. 21-6420) or Commercial Sexual Exploitation of a Child (K.S.A. 21-6422); no less than \$5000 for Agg. Human Trafficking (K.S.A. 21-5426); and one-half of \$1200-5000 for Buying Sexual Relations (K.S.A. 21-6421).

SPECIAL RULES SUPPLEMENTAL PAGE (IF APPLICABLE, check box of the special rule and include this page with the corresponding count.)

PUBLIC SAFETY OFFENSES / FIREARMS FINDING APPLY:

- 1 ☐ **Person Felony Committed With a Firearm** – presumed prison. K.S.A. 21-6804(h)
- 2 ☐ **Agg. Battery against a L.E.O.**, if criminal history is 6H or 6I – presumed prison. K.S.A. 21-6804(g)
- 3 ☐ **Agg. Assault of a L.E.O.**, if criminal history is 6H or 6I – presumed prison. K.S.A. 21-6804(g)
- 34 ☐ **Battery on a L.E.O., K.S.A. 21-5413(c)(2), resulting in bodily harm-** presumed prison and consecutive. K.S.A. 21-6804(r)
- 32 ☐ **Drug Felony While in Possession of a Firearm-** presumed prison. K.S.A. 21-6805(g)
- 33 ☐ **Drug Felony With a Firearm that Discharges-** presumed prison. K.S.A. 21-6805(g)
- 4 ☐ **Crime Committed for Benefit of a Criminal Street Gang** – presumed prison. K.S.A. 21-6804(k)
- 11 ☐ **Extended Jurisdiction Juvenile Imposed** – both juvenile and adult sentences imposed, adult sentence stayed conditioned on successful completion of juvenile sentence. K.S.A. 38-2347 and 38-2364
- 35 ☐ **Agg. Endangering a Child** – consecutive sentence required. K.S.A. 21-5601(c)(2)
- 36 ☐ **Ballistic Resistant Material** – presumed prison with additional 30 months and consecutive. K.S.A. 21-6804(t)
- 38 ☐ **Unlawful Sexual Relations** - presumed prison. K.S.A. 21-6804(s)
- 48 ☐ **Law Enforcement Protection Act** - enhanced sentence. K.S.A. 21-6804(y)(1)

HABITUAL OR REPEAT OFFENSES APPLY:

- 5 ☐ **Persistent Sex Offender** - presumed prison – double the maximum duration. K.S.A. 21-6804(j)
- 12 ☐ **2nd or Subs. Manufacture of a Controlled Substance Conviction** – if previous conviction is for methamphetamine or analog, presumed prison, twice the maximum duration. K.S.A. 21-6805(e)
- 26 ☐ **3rd or Subs. Felony Drug Possession** - presumed prison. K.S.A. 21-6805(f)(1)
- 13 ☐ **Residential Burglary with a Prior Residential, Nonresidential or Agg. Burglary Conviction or any attempt or conspiracy convictions of these priors** – presumed prison. K.S.A. 21-6804(l)
- 47 ☐ **Residential Burglary with Criminal History Score 7C, 7D, or 7E** - presumptive prison. K.S.A. 21-6804(x)
- 27 ☐ **Burglary With Two or More Prior Convictions for Theft, Burglary, or Agg. Burglary** – presumed prison. K.S.A. 21-6804(p)
- 29 ☐ **Felony Theft With Three or More Prior Convictions for a Felony Theft, Burglary, or Agg. Burglary** – presumed prison. K.S.A. 21-6804(p)
- 30 ** ☐ **For #27 or #29, Substance Abuse Underlying Factor, Treatment More Effective to Reduce Reoffense Risk and Community Safety Served** – KDOC Intensive Substance Abuse Treatment Program, Return to Court Upon Successful Completion. K.S.A. 21-6804(p)
- 31 ☐ **3rd or Subs. Criminal Deprivation of a Motor Vehicle** – presumptive prison. K.S.A. 21-6804(n)
- 16 ☐ **2nd Forgery**, criminal history I – C, sentenced pursuant to sentencing requirements of K.S.A. 21-5823, term of imprisonment not in KDOC. Criminal history A or B, - sentenced for SL 8, NPF. K.S.A. 21-6804(i)
- 17 ☐ **3rd or Subs. Forgery**, criminal history I – C, sentenced pursuant to sentencing requirements of K.S.A. 21-5823, term of imprisonment not in KDOC. Criminal history A or B, - sentenced for SL 8, NPF. K.S.A. 21-6804(i)
- 9 ☐ **Crime Committed While Incarcerated, on Probation, Parole, Conditional Release, or Postrelease Supervision for a Felony** – new sentence shall be imposed consecutively. K.S.A. 21-6606(c). If new crime is a felony, court may impose prison even if presumption is nonprison. K.S.A. 21-6604(f)(1)
- 40 ☐ **Felony Committed After Early Discharge When Offender Would Have Been On Probation or Postrelease Supervision for a Felony** If committed after early discharge pursuant to K.S.A. 21-6608(d), or K.S.A. 22-3717(d)(2), may impose prison even if presumed nonprison. K.S.A. 21-6604(f)(2)
- 28 ☐ **Felony Committed While Incarcerated in a Juvenile Correctional Facility for an Offense That Would be a Felony if Committed by an Adult** – presumed prison. K.S.A. 21-6604(f)(3)
- 10 ☐ **Crime Committed While on Felony Bond** – new sentence imposed consecutively. K.S.A. 21-6606(d), 21-6604(f)(4). If new crime is a felony, court may impose prison even if presumption is nonprison, K.S.A. 21-6604(f)(4)
- 37 ☐ **2nd or Subs. Identity Theft or Identity Fraud** – presumed prison. K.S.A. 21-6804(u)
- 41 ☐ **Leaving the Scene of an Accident** - if current conviction is for K.S.A. 8-1602(b)(3)-(b)(5), prior convictions committed on and after July 1, 2011 of 8-235, 8-262, 8-287, 8-291, 8-1566, 8-1567, 8-1568, 8-1602, 8-1605, 40-3104, 21-5405(a)(3), (a)(5) and 21-5406, or comparable convictions from a different jurisdiction, shall count as person felony for criminal history purposes. K.S.A. 21-6811(i)
- 42 ☐ **Involuntary Manslaughter by DUI** - if current conviction is for K.S.A. 21-5405(a)(3) or (a)(5), all prior convictions, adjudications and diversions for K.S.A. 8-1567(DUI), K.S.A. 8-2,144 (Commercial DUI), or comparable law of a different jurisdiction, shall count as person felony for criminal history purposes. K.S.A. 21-6811(c)
- 43 ☐ **3rd or Subsequent Flee/Elude** - presumed prison and imposed consecutively. K.S.A. 21-6804(v)
- 44 ☐ **Agg. Battery by DUI** - if current conviction is for K.S.A. 21-5413(b)(3) or (b)(4), the first prior conviction, adjudication or diversion of K.S.A. 8-1567 (DUI), K.S.A. 8-2,144 (Commercial DUI), or comparable law of a different jurisdiction, shall count as a **nonperson** felony for criminal history purposes. Each second and subsequent prior adult conviction, diversion or juvenile adjudication of these offenses shall count as a **person** felony for criminal history purposes. K.S.A. 21-6811(c)

SPECIAL RULES SUPPLEMENTAL PAGE- continued**HABITUAL OR REPEAT OFFENSES APPLY - continued:**

- 45 ☐ **Aggravated Criminal Damage to Property** - presumed prison if current conviction is for K.S.A. 21-5813(b) (Scrap Metal) and offender has a prior conviction for any nonperson felony. K.S.A. 21-6804(w)
- 46 ☐ **Offender Registration Act Violation** - presumed prison unless optional nonprison sanction imposed. K.S.A. 21-6804(m)

NONGRID OFFENSES APPLY:

- 6 ☐ **Felony D.U.I.** (3rd, 4th or Subs.) – sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 8-1567
- 8 ☐ **Felony Domestic Battery** - sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 21-5414(b)(3)
- 21 ☐ **Animal Cruelty** - K.S.A. 21-6412; 2nd or subs. conviction; or **Working/Assistance dog** – K.S.A. 21-6416 – sentenced pursuant to specific mandatory sentencing requirements of same statute

FINANCE OFFENSES APPLY:

- 25 ☐ **Fraudulent Insurance Act**, any combination of acts w/in 6 months involving \$25,000 or more - presumed prison. K.S.A. 40-2,118(e)
- 15 ☐ **Kansas Uniform Securities Act**, violation resulting in loss of \$25,000 or more – presumed prison. K.S.A. 17-12a508(a)(5)
- 19 ☐ **Mortgage Business Act**, 2nd or subs. Conviction – presumed prison. K.S.A. 9-2203(d)
- 20 ☐ **Loan Brokers Act**, violation resulting in loss of \$25,000 or more – presumed prison. K.S.A. 50-1013(a)

OFFENDER REGISTRATION SUPPLEMENT to the PSI – K.S.A. 22-4901 et seq.**REGISTRATION TERMS - check appropriate boxes indicating REQUIRED TERM of registration - See K.S.A. 22-4906**☐ **Defendant advised of Notice of Duty to Register****Offender must register for 15 YEARS after the date of parole, discharge or release, whichever date is most recent, or, if offender is not confined, 15 YEARS from the date of conviction due to conviction of any of the following crimes:**

☐ Capital Murder - K.S.A. 21-5401	☐ Murder in the First Degree – K.S.A. 21-5402	
☐ Murder in the Second Degree – K.S.A. 21-5403	☐ Voluntary Manslaughter – K.S.A. 21-5404	
☐ Involuntary Manslaughter – K.S.A. 21-5405(a)(1), (a)(2) or (a)(4)	☐ Sexual Battery - K.S.A. 21-5505(a)	
☐ Promoting the Sale of Sexual Relations - K.S.A. 21-6420		
☐ Criminal Restraint – K.S.A. 21-5411 (except by parent, and only when victim is <u>less than 18 years of age</u>)		
☐ Any act determined beyond a reasonable doubt to have been <u>sexually motivated</u> AND the act did <u>not</u> involve non-forcible sexual conduct between a victim at least 14 and offender no more than 4 years older than victim – K.S.A. 22-4902(a)(15)		
☐ Any <u>conviction of a person felony with court finding</u> on the record that such felony was committed with a DEADLY WEAPON - K.S.A. 22-4902(e)(2)		
☐ An offense not otherwise required, as provided by the Kansas Offender Registration Act, K.S.A. 22-4902(a)(5)		
☐ Manufacture or attempted manufacture of any <u>controlled substance</u> – K.S.A. 21-5703		
☐ Possession of precursors with intent to manufacture any <u>controlled substance</u> – K.S.A. 21-5709(a)		
☐ Cultivation, Distribution, Possession with intent to distribute <u>opiates, opium or narcotic drugs or any stimulant</u> in K.S.A. 65-4107(d)(1), (d)(3), or (f)(1) – ONLY		
☐ Any of the following crimes when one of the parties is <u>less than 18 years of age</u> :		
☐ Adultery - K.S.A. 21-5511	☐ Buying Sexual Relations – K.S.A. 21-6421	☐ Lewd and Lascivious Behavior – K.S.A. 21-5513
☐ Any attempt, conspiracy or criminal solicitation of an offense defined in this section		

Offender must register for 25 YEARS after the date of parole, discharge or release, whichever date is most recent, or, if offender is not confined, 25 YEARS from the date of conviction due to conviction of any of the following crimes:

☐ Indecent Solicitation of a Child – K.S.A. 21-5508	☐ Electronic Solicitation – K.S.A. 21-5509
☐ Agg. Incest – K.S.A. 21-5604(b)(1)	☐ Indecent Liberties With a Child – K.S.A. 21-5506(a)
☐ Unlawful Sexual Relations – K.S.A. 21-5512	☐ Agg. Sexual Battery – K.S.A. 21-5505(b)
☐ Sexual Exploitation of a Child – K.S.A. 21-5510, <u>if the victim is at least 14 years of age but less than 18 years of age</u>	
☐ Promoting Prostitution – K.S.A. 21-6420, <u>if the victim is at least 14 years of age but less than 18 years of age</u>	
☐ Criminal Sodomy - K.S.A. 21-5504(a) <u>when one of the parties involved is less than 18 years of age</u>	
☐ Any attempt, conspiracy or criminal solicitation of an offense defined in this section	

Offender is subject to LIFETIME registration due to any of the following:

- | |
|--|
| ☐ 2 nd or Subsequent conviction of an offense requiring registration |
| ☐ Conviction of any of the following crimes: |
| ☐ Rape – K.S.A. 21-5503 |
| ☐ Agg. Kidnapping – K.S.A. 21-5408(b) |
| ☐ Kidnapping – K.S.A. 21-5408(a) |
| ☐ Agg. Criminal Sodomy – K.S.A. 21-5504(b) |
| ☐ Criminal Sodomy – K.S.A. 21-5504(a)(3) or (a)(4) |
| ☐ Agg. Indecent Liberties With a Child – K.S.A. 21-5506(b) |
| ☐ Agg. Indecent Solicitation of a Child – K.S.A. 21-5508(b) |
| ☐ Agg. Human Trafficking– K.S.A. 21-5426(b) |
| ☐ Sexual Exploitation of a Child – K.S.A. 21-5510, <u>if the victim is less than 14 years of age</u> |
| ☐ Commercial Sexual Exploitation of a Child – K.S.A. 21-6422 |
| ☐ Promoting Prostitution – K.S.A. 21-6420, <u>if the victim is less than 14 years of age</u> |
| ☐ Any attempt, conspiracy or criminal solicitation of an offense defined in this section |
| ☐ Duration determined by diversionary agreement, probation order or juvenile sentencing order: _____ years _____ months (K.S.A. 22-4906(i)) |

1. KBI #	2. CASE #	6. KANSAS CRIMINAL HISTORY WORKSHEET NEW _____ PRIOR RECORD _____	7. OFFENDER NAME (Last, First, Middle)	
3. DISTRICT #	4. COURT/ORI #		8. DATE OF OFFENSE	9. DATE OF CONVICTION
5. PSI INVESTIGATOR NAME (Last, First, Middle)			10. DATE OF WORKSHEET	11. DATE OF SENTENCING

12. IF THE OFFENDER WAS UNDER SUPERVISION AT THE TIME HE/SHE COMMITTED THE CURRENT OFFENSE, OR WOULD HAVE BEEN UNDER SUPERVISION BUT FOR EARLY DISCHARGE - pursuant to K.S.A. 21-6608(d) or K.S.A. 22-3717(d)(2) - PLEASE CHECK THOSE THAT APPLY.

☐ Probation/Community	Jurisdiction:	Case No.:	☐ Felony OR ☐ Misdemeanor	Date Sentenced:
☐ Parole	Jurisdiction:	Case No.:	☐ Felony OR ☐ Misdemeanor	Date Sentenced:
☐ Postrelease Supervision	Jurisdiction:	Case No.:	☐ Felony OR ☐ Misdemeanor	Date Sentenced:
☐ Conditional Release	Jurisdiction:	Case No.:	☐ Felony OR ☐ Misdemeanor	Date Sentenced:
☐ Other	Jurisdiction:	Case No.:	☐ Felony OR ☐ Misdemeanor	Date Sentenced:
☐ Felony Early Discharge	Jurisdiction:	Case No.:		Date Discharged:

Comments:

13. CURRENT CRIME(S) OF CONVICTION					14. CRIMINAL HISTORY CONVICTIONS AND/OR ADJUDICATIONS PRIOR TO SENTENCING			
K.S.A. Number	Description	M/F	P/N	Level	Juvenile	Adult	Total	Type
								Person or Off-grid Felonies
								Nonperson Felonies
								Person Misdemeanors
								Nonperson Misdemeanors
15. Amended Criminal History Convictions and/or Adjudications								
					Juvenile	Adult	Total	Type
								Person or Off-grid Felonies
								Nonperson Felonies
								Person Misdemeanors
								Nonperson Misdemeanors

16. CRIMINAL HISTORY CATEGORY ☐ A ☐ B ☐ C ☐ D ☐ E ☐ F ☐ G ☐ H ☐ I SCORED UNDER SPECIAL RULE ☐ 41 ☐ 42 ☐ 44 ☐ 45 Amended? ☐ Yes ☐ No ☐ A ☐ B ☐ C ☐ D ☐ E ☐ F ☐ G ☐ H ☐ I	17. Number of Person Misdemeanors converted: ☐ 3 ☐ 6 ☐ 9 ☐ 12 (Check One) Amended? ☐ Yes ☐ No ☐ 3 ☐ 6 ☐ 9 ☐ 12 (Check One)
18. PRIOR CONVICTION USED TO ENHANCE / ELEVATE OR IS AN ELEMENT OF THE CURRENT CRIME OF CONVICTION? ☐ Yes ☐ No	19. Number of Decayed Juvenile Adjudications: Felony _____ Misdemeanors _____ Amended? ☐ Yes ☐ No Felony _____ Misdemeanors _____

Supplemental Criminal History Worksheet - Prior Convictions

Page # _____ of _____

Offender's Name (L, F, M) _____ Judicial District _____ County _____ Case # _____

Statute/Ordinance #	Description	Juris. Code	State	County	City	Conviction Date	Case #	Conviction Code	Amended Code	Source of Information
1.										
2.										
3.										
4.										
5.										
6.										
7.										
8.										
9.										
10.										

CODES:

JURISDICTION: F Federal S State
L Military M Municipal

Source of information: KBI III
NCIC CR - Court Records
Other jurisdiction - identify
Other - explain

STATE: Use 2-letter abbreviation

CONVICTION AND AMENDED CODES:

ADULT:

AOG	Adult Off-Grid Felony	AMS	Adult Class B Select Misdemeanor
AFN	Adult Felony Nonperson	AMU	Adult Misdemeanor Unscored
AFP	Adult Felony Person	AMP	Adult Misdemeanor Person
AFE	Adult Felony	AME	Adult Misdemeanor
	Enhancement/Element/Elevation		Enhancement/Element/Elevation
AMC	Adult Misdemeanor Conversion	AMN	Adult Misdemeanor Nonperson
NIH	Not Included in Criminal History, by order of the Court, reasons state in Journal Entry		

JUVENILE:

JOG	Juvenile Off-Grid Felony	JMD	Juvenile Misdemeanor Decayed
JFD	Juvenile Felony Decayed	JMU	Juvenile Misdemeanor Unscored
JFP	Juvenile Felony Person	JMN	Juvenile Misdemeanor Nonperson
JFE	Juvenile Felony	JMC	Juvenile Misdemeanor Conversion
	Enhancement/Element/Elevation	JFN	Juvenile Felony Nonperson
JMP	Juvenile Misdemeanor Person	JMS	Juvenile Misdemeanor Select

Note: Class B and Class C nonperson misdemeanor convictions/adjudications, other than select misdemeanors in K.S.A. 21-6301(a)(10) and (a)(11), are not scored.

Note: Unscored convictions/adjudications and decayed adjudications are not counted on page 1 of the worksheet.

Supplemental Criminal History Worksheet - Prior Convictions/Adjudications

Page # _____ of _____

Offender's Name (L, F, M) _____ Judicial District _____ County _____ Case # _____

Statute/Ordinance #	Description	Juris. Code	State	County	City	Conviction Date	Case #	Conviction Code	Amended Code	Source of Information
11.										
12.										
13.										
14.										
15.										
16.										
17.										
18.										
19.										
20.										
21.										
22.										
23.										
24.										
25.										
26.										
27.										
28.										
29.										
30.										

APPENDIX B

JOURNAL ENTRY OF JUDGMENT (JE)

INSTRUCTIONS AND FORMS

Please use the 2018 JE for all crimes committed on and after July 1, 2018 through June 30, 2019.

This form is frequently updated. To ensure you have the most recent version, please consult the Kansas Sentencing Commission website.

**The JE can be found on the Kansas Sentencing Commission website:
<http://www.sentencing.ks.gov/forms>.**

INSTRUCTIONS FOR THE KANSAS SENTENCING GUIDELINES ACT

JOURNAL ENTRY OF JUDGMENT

The KSGA Journal Entry of Judgment must be on a form approved by the Kansas Sentencing Commission. K.S.A. 22-3426(d). This form must be used for all felony convictions for crimes committed on or after July 1, 1993. In addition, the court must forward a copy of the Journal Entry of Judgment, attached together with the Presentence Investigation Report including the Criminal History Worksheet to the Kansas Sentencing Commission within 30 days of sentencing. K.S.A. 22-3439(a).

The Journal entry form found in this manual must be used for all crimes committed on or after July 1, 2018 through June 30, 2019.

COURT SEAL

The court's electronic seal may be placed anywhere on the top of the page.

SECTION I. CASE IDENTIFYING INFORMATION

1. TRANSACTION NUMBER

The Transaction Number is the number located at the top of the Kansas Adult Disposition Report form (KDR), (KBI form CCH-4).

2. STATE v.

Enter the offender's full name as it appears in the case caption and check the appropriate box indicating Male or Female.

3. COURT O.R.I NUMBER

Enter the District Court O.R.I. (i.e., the Originating Agency Identification) number. This nine-digit number, in the form XX XXX XX X X, is assigned by the National Crime Information Center (NCIC) of the Federal Bureau of Investigation, and serves to identify all agencies having access to the national communications system. Questions concerning an assigned O.R.I. number should be addressed to the Central Repository located at the Kansas Bureau of Investigation.

4. K.B.I. NUMBER

The K.B.I. Number is the State Identification Number (SID) assigned to an individual by the Kansas Bureau of Investigation Central Repository upon the individual's first entry into the state criminal history record system. The basis for this number is the number contained on the individual's initial arrest fingerprint card. All subsequent records concerning such individual will be assigned this same number (i.e., it is the identification number listed on an Abstract of Record received from the Central Repository).

5. COUNTY

Enter the name of the county in which the present case was filed.

6. COURT CASE NUMBER

Enter the official district court Case Number in the present case. The case number should also be added at the **top of each** additional page where indicated.

Consolidation: If multiple cases were officially consolidated by the district court, only the Case Number that the other cases were consolidated into should appear on the Journal Entry of Judgment form. A separate Journal Entry of Judgment form must be used for each separate Case Number, and consolidated cases, even if the separate cases were sentenced on the same day in the same sentencing court. Orders of consolidation should be completed in both cases. PSI's should be prepared for both cases wherein the primary offense is indicated by Case and Count Number, as well as subsequent counts. Criminal history will generally not be scored against the other case(s) if the consolidation is ordered prior to sentencing. Journal Entries of Judgment should be prepared for each case at the time of sentencing as follows:

Section I. 6. Court Case number "18CRxxx" consolidated with "18CRxxx". Please indicate the primary case.

Section III. 1. Name of Primary Offense of Conviction: "Count 1 in 18CRxxx" etc. for each subsequent count, including misdemeanors if they are consolidated with the primary case.

7. SENTENCING JUDGE

Enter the name of the district judge who presided over the sentencing proceeding in the present case.

8. SENTENCING DATE

Enter the date that the sentencing court pronounced sentence in the present case.

9. TYPE OF DEFENSE COUNSEL

Check the applicable box. Please print the name of Counsel retained or assigned by the Court if applicable.

10. TYPE OF PROCEEDING (TRIAL)

Check the applicable box.

11. DATE OF CONVICTION

Enter the date that the offender was found guilty at trial, or following a plea of guilty or nolo contendere, or any other plea that results in a finding of guilt.

12. PRE-TRIAL STATUS OF OFFENDER

Check the applicable box.

SECTION II. CRIMINAL HISTORY CLASSIFICATION

1. OFFENDER'S OVERALL CRIMINAL HISTORY CLASSIFICATION AS FOUND BY THE COURT

Check the applicable box indicating the criminal history classification as it was determined by the district court at sentencing.

2. OBJECTION TO CRIMINAL HISTORY

Check "Yes" or "No" depending on whether either party objected to the criminal history classification as stated in the Presentence Investigation Report (PSI). If yes, then check whether the objection was made by the defendant or the State. If both parties objected, check both boxes.

Court's Ruling on Objection

Indicate the Court's ruling on the objection by checking whether the criminal history classification was, or was not, amended by the sentencing court.

SECTION III. CURRENT CONVICTION INFORMATION

1. NAME OF PRIMARY OFFENSE OF CONVICTION

Enter the descriptive name of the Primary Offense* (i.e., Attempted First Degree Murder, Possession of Cocaine, etc.). In this same box, enter the Count Number of the Primary Offense and the date the offense was committed.

If the crime has been designated as a Domestic Violence case, as determined in box #14, please check the appropriate box.

**The Primary Offense is generally the most serious offense of conviction. However, an off-grid crime shall not be used as the primary crime in determining the base sentence in multiple conviction cases. K.S.A. 2018 Supp. 21-6819. For more information, see the Multiple Convictions section of Chapter V.*

2. IF THE CRIME IS A DRUG OFFENSE

Check the box for the statute in which the drug is listed and write the name of the drug. If the drug crime is drug distribution or possession with intent to distribute, write the quantity of the drug as plead to, stipulated or determined by the trier of fact. If the crime was committed within 1,000 feet of school property, check the appropriate box.

3. K.S.A., TITLE, SECTION, SUBSECTION(S)

Enter the offense of conviction by the proper K.S.A. number including all applicable subsections. For example, a severity level 4, aggravated battery would be K.S.A. 2018 Supp. 21-5413(b)(1)(A). Also, if applicable, check the appropriate box indicating whether the offense involved an attempt, a conspiracy, or a solicitation.

4. GRADE OF OFFENSE

Check the appropriate box indicating whether the offense is a felony or a misdemeanor and insert the appropriate severity level of the felony or class rank of the misdemeanor. Check the appropriate box indicating whether the offense is a person or a nonperson offense. Criminal listings are located in Appendix D of this manual.

5. OFFENSE CATEGORY

Check the appropriate box indicating whether the offense is on the nondrug or the drug grid, or if it is an off-grid or a nongrid offense. Nongrid offenses only include felony DUI, felony Domestic Battery and felony Cruelty to Animals.

6. PRESUMPTIVE SENTENCING RANGE

The Presumptive Sentencing Range for the offense is represented by the three numbers in the KSGA drug/nondrug sentencing grid box corresponding to the severity level and the criminal history classification of the offense. Enter the grid numbers representing the “Aggravated,” “Standard” and “Mitigated” sentencing range within the grid box. The “Aggravated” number is the highest number in the grid box. The “Standard” number is the middle number in the grid box. The “Mitigated” number is the lowest number in the grid box. These numbers are entered as they are read, from left to right, in the grid box.

Check the appropriate box indicating whether the grid box for the offense is designated as a Presumptive Prison, Presumptive Probation, Border Box classification, Mandatory Prison as per K.S.A. 21-5703 (unlawful manufacture of a controlled substance), or Mandatory Drug Treatment (K.S.A. 2018 Supp. 21-6824, SB 123 nonprison sanction). If a special rule applies, check the special rule box, complete the Special Rules Supplemental page, and attach it to the Journal Entry of Judgment.

Page 2

CASE NO. (Top of all pages)

Please indicate the case number for this Journal Entry.

7. SPECIAL RULE APPLICABLE TO SENTENCE, IF ANY

Check the appropriate box indicating whether a special rule is applicable to the offense. If so, enter the number of the special rule and a brief description of the applicable rule here, then complete the Special Rules Supplemental Page and attach it to the Journal Entry. The numbers for the special rules are intentionally non-sequential for data coding purposes. **Please do not renumber them.** The numbers 7, 14, 18, and 39 were assigned to rules that are no longer in use and will not be reassigned.

8. SEXUALLY MOTIVATED OFFENSE

8a. Check whether the sentencing court determined by a special finding, beyond a reasonable doubt, that the crime was sexually motivated. “Sexually motivated” means that one of the purposes for which the defendant committed the crime was for the purpose of the defendant’s sexual gratification. K.S.A. 2018 Supp. 22-4902(c)(18).

8b. Next, determine if the court found that the offense involved non-forcible sexual conduct, the victim was 14 years of age and the offender was not more than 4 years older than the victim.

8c. If YES to 8a and NO to 8b, complete the Offender Registration Supplement and attach to the Journal Entry.

9. AGGRAVATED HABITUAL SEX OFFENDER

Check whether the sentencing court determined that the offender is an Aggravated Habitual Sex Offender as defined by K.S.A. 2018 Supp. 21-6626. If yes, complete the Sex Crime Supplement and attach it to the Journal Entry of Judgment. “Aggravated habitual sex offender” means a person who, on and after July 1, 2006, has been convicted in this state of a sexually violent crime, AND prior to such conviction, has been convicted of two or more sexually violent crimes. K.S.A. 2018 Supp. 21-6626(c).

10. CHILD SEX OFFENSES

Check whether the offender is being sentenced pursuant to K.S.A. 2018 Supp. 21-6627 (Jessica’s Law), if the current crime is a sex offense where the offender is 18 years of age or older and the victim is less than 14 years of age. If yes, complete the Sex Offender Supplement and attach it to the Journal Entry of Judgment.

11. DOWNWARD DEPARTURE FOR A CRIME OF EXTREME SEXUAL VIOLENCE

Check whether the sentencing court has imposed a downward departure from the sentencing guidelines as provided in K.S.A. 2018 Supp. 21-6818(a) for a crime of extreme sexual violence defined in K.S.A. 2018 Supp. 21-6815. If yes, complete the Sex Offense Supplement and attach it to the Journal Entry of Judgment.

12. PERSON FELONY COMMITTED WITH A DEADLY WEAPON

Check whether the defendant was convicted of a person felony and the court made a finding on the record that a deadly weapon was used in the commission of such person felony. K.S.A. 2018 Supp. 22-4902(e)(2). If yes, complete the Offender Registration Supplement and attach it to the Journal Entry of Judgment.

13. DRUG CONVICTIONS

Check whether the offender was convicted for a violation, or any attempt, conspiracy or solicitation, of these offenses:

- K.S.A. 2018 Supp. 21-5703, Manufacture of controlled substances;
- K.S.A. 2018 Supp. 21-5705(a)(1)* - Cultivation, distribution or possession with intent to distribute opiates, narcotics or any stimulant listed in subsection (d)(1), (d)(3) or (f)(1) of K.S.A. 65-4107; or
- K.S.A. 2018 Supp. 21-5709(a) - possession of precursors with intent to manufacture.

If yes, complete the Offender Registration Supplement and attach it to the Journal Entry.

**A conviction for any other substance listed in K.S.A. 21-5705(a)(2) through (a)(7) or subsection (b) DOES NOT require registration.*

14. DOMESTIC VIOLENCE CASE DESIGNATION (See K.S.A. 2018 Supp. 22-4616 and 22-4617)

14a. Check whether the trier of fact found that the defendant committed a domestic violence offense, as defined in K.S.A. 2018 Supp. 21-5111(j).

14b. Determine whether the court found that the offender **did not** have any previous domestic violence convictions or diversions and that the current offense **was not** committed to coerce, control, punish, intimidate or take revenge on the victim.

If “YES” to 14a. and “NO” to 14b., check the DV Case box below. The case will be given the Domestic Violence Case Designation. If you check the DV Case box in this section, also check the domestic violence designation box on the first page of the Journal Entry in Section III, No. 1.

15. U.S. ARMED FORCES TREATMENT ELIGIBILITY

15a. Check this box if the Kansas Commission on Veterans Affairs (KCVA) has certified that the offender served in the armed forces of the United States in a combat zone.

15b. Check this box if the offender suffered and injury that was connected to service in a combat zone in the armed forces of the United States. Injury is defined in K.S.A. 2018 Supp. 21-6630.

15c. Check this box if the offender’s current crime of conviction places the offender in a presumptive probation grid box.

If the answer to all of the above questions is YES, and the court orders treatment pursuant to K.S.A. 2018 Supp. 21-6630, then check the appropriate boxes for inpatient, outpatient, or government provided treatment.

If the court determines that such defendant meets the criteria provided above but is ineligible for treatment at facilities operated by the United States department of defense, the United States department of veterans affairs or the Kansas national guard and such defendant meets the requirements established in K.S.A. 2018 Supp. 21-6824 (SB 123), the provisions of K.S.A. 2018 Supp. 21-6824 shall apply.

SECTION IV. SENTENCE IMPOSED

1. GUIDELINE RANGE IMPOSED

Check the appropriate box indicating whether the sentence pronounced by the sentencing court for the offense is the “Aggravated,” “Standard,” or “Mitigated” number within the grid box, or whether the sentence is a “Departure” from the presumptive range. If the sentence imposed constitutes a departure sentence, check the departure box **ONLY** and complete Section V - Departure Information.

2. PRISON TERM

Enter the number of months of imprisonment pronounced and check the appropriate box indicating whether the prison sentence is imposed **OR** whether it is a prison term underlying a probation sentence. Underlying with KDOC Drug Treatment Program (min. 120 days), while authorized by statute, has never been funded and is not, therefore, an available option.

Indicate crimes with an Enhancement Sentence - Drug w/ Firearm or Ballistic Resistant Material - by checking the appropriate box. **Please be sure to also mark applicable special rules on the Special Rules Supplemental Page.**

Carrying a firearm to commit a drug felony or possessing a firearm in furtherance of a drug felony carries a sentence enhancement of 6 months imprisonment, which shall be presumptive imprisonment. Be sure to also check Special Rule 32. K.S.A. 2018 Supp. 21-6805(g)(1)(A).

If the firearm is discharged, a sentence enhancement of 18 months imprisonment applies. The enhancement shall be presumptive imprisonment. Be sure to also check Special Rule 33. K.S.A. 2018 Supp. 21-6805(g)(1)(B).

Wearing or using ballistic resistant material during the commission of, attempt to commit, or flight from a felony carries a sentence enhancement of 30 months. The enhancement is presumptive prison and must be served consecutively to any other sentence imposed. Be sure to also check Special Rule 36. K.S.A. 2018 Supp. 21-6804(t).

If the sentence is Life Imprisonment for an off-grid crime, check the appropriate box. If the Life Imprisonment sentence includes a mandatory minimum term before parole eligibility, check the appropriate box. If a sentence of death has been imposed, check the Death Penalty box.

The mandatory minimum sentence for certain offenders will not apply if the court finds that the defendant is subject to a guidelines sentence that is greater than the mandatory minimum. K.S.A. 2018 Supp. 21-6620, 21-6623 and 21-6627(a)(2)(B) and (b)(2)(B). In other words, the offender's length of sentence will either be the mandatory minimum or the guidelines sentence, whichever is greater. If the guidelines sentence is greater than the mandatory minimum, mark the box "Guidelines Sentence Exceeds Mandatory Minimum" and write the length of the guidelines sentence in the provided space.

3. POSTRELEASE SUPERVISION TERM

If prison term is given, postrelease or parole period must be given. Check the appropriate box indicating the term of postrelease supervision or parole imposed for the offense. K.S.A. 2018 Supp. 22-3717(d)(1)(A), (B), (C). If a 60-month term of postrelease supervision has been imposed, this constitutes a departure, and **Section V** of the Journal Entry must be completed.

For more information on Postrelease Supervision, please see Chapter X.

4. FELONY DUI

For convictions of 3rd or 4th or subsequent DUI mark the box for the appropriate conviction and then write the total length of the jail term imposed. If the offender is released prior to service of the total jail term, indicate by checking the box relating to release and indicate the appropriate months, days or hours required to be served. If work release or house arrest is ordered, check the respective box and indicate the appropriate months, days or hours. For example, an offender is sentenced to 12 months (total sentence) but is ordered to be released after service of 48 or 72 hours in jail (release check box and time). After service of the requisite time, the offender may be placed on work release or house arrest for a minimum of 2,160 hours confinement (complete work release or house arrest check box and include the time ordered on the supervision). Offender is then placed on Post-Imprisonment Supervision for a mandatory one year time period. **Be sure to mark the appropriate box on the Special Rules Supplemental Page (#6).**

After the jail term, every offender is required to serve a mandatory 12-month period of Post-Imprisonment Supervision. Indicate whether this will be supervised by either Court Services or Community Corrections. Please note that Post-Imprisonment Supervision for DUI is distinct

from probation and postrelease supervision. Under the Recap of Sentence on Page 4, be sure to mark Box #3, “DUI Post-Imprisonment Supervision.” See K.S.A. 2018 Supp. 8-1567(b)(3).

If the defendant is allowed to serve a portion of their jail sentence in a work release program, mark the appropriate box.

If a child under the age of 18 was in the vehicle at the time the offense was committed, mark the box for the mandatory additional one month of jail time and include this time when indicating the length of the jail term imposed. See K.S.A. 2018 Supp. 8-1567(c).

The sentencing options for felony DUI are contained specifically in this section. **It is not necessary to complete the Probation Term portion of the journal entry in Section IV, #6 as offenders are not placed on probation** and are instead required to serve Post-Imprisonment Supervision after completing their jail term.

5. NONGRID FELONY TERM AND MISDEMEANORS (JAIL)

For other nongrid felonies, such as Domestic Violence, Animal Cruelty and misdemeanors, mark the box for the appropriate conviction and then write the length of the jail term imposed. For more information on these offenses, please see K.S.A. 2018 Supp. 21-5414, 21-6412 and 21-6416.

If probation is granted after serving the mandatory jail term, check the appropriate box and write in the length of the probation period imposed in Section IV, 6. Be sure to mark the appropriate box on the Special Rules Supplemental Page.

If the defendant is allowed to serve a portion of their jail sentence in a work release or house arrest program, mark the appropriate box, indicating the appropriate length of sanction.

Page 3

CASE NO. (Top of all pages)

Please indicate the case number for this Journal Entry.

6. PROBATION TERM (IF GRANTED)

If the sentencing court grants probation, check the appropriate box indicating the length of probation.

If the sentence is SB 123 Drug Treatment pursuant to K.S.A. 2018 Supp. 21-6824, check this box. The period of drug treatment pursuant to K.S.A. 2018 Supp. 21-6824 is separate from the statutory term of probation provided under K.S.A. 2018 Supp. 21-6608 for drug severity level 5 offenders. If the court imposes a length of probation other than 18 months, mark the appropriate box in addition to the Drug Treatment box.

If the probation period has been extended, check the appropriate box and write in the length of the sentence.

Check the appropriate box indicating whether the probation supervision is with Court Services, Community Corrections, or Unsupervised.

If the sentencing court imposes county jail time as a condition of probation, enter the number of days. The court may impose up to 60 days in jail pursuant to K.S.A. 2018 Supp. 21-6604(a)(3). This is a separate provision from the jail sentences imposed for nongrid offenses in box #4.

“Assigned to Correctional Conservation Camp” per K.S.A. 2018 Supp. 21-6604(g), while authorized by statute, is no longer funded and is, therefore, no longer an available option.

Court Services Officers and Community Corrections Officers have the ability to impose a 2 or 3-day jail sanction upon felony offenders who violate a condition of their probation, unless the sentencing court specifically withholds this authority. K.S.A. 2018 Supp. 21-6604(s) and (t) and 22-3716(b)(4). If the court chooses to withhold this authority, check the box for this option.

Supervising Officers also have the ability to impose a 2 or 3-day jail sanction for misdemeanor offenders on probation.

SECTION V. DEPARTURE INFORMATION

1. TYPE OF DEPARTURE

Check each of the appropriate boxes indicating whether the departure was a Downward Durational, Upward Durational, Downward Dispositional, Upward Dispositional, or Postrelease Supervision (sex offense). Check each box that applies.

2. REASONS CITED AS A BASIS FOR DEPARTURE

Enter the reasons upon which the sentencing court relied upon in departing from the presumptive sentence and/or in departing on the postrelease supervision for a sex offense.

SECTION VI. OTHER CONDITIONS

1. GENERAL/SPECIAL CONDITIONS OF PROBATION

Attach the sentencing court’s Order of Probation to the Journal Entry of Judgment form in any cases where the offender has been granted probation.

2. COSTS ORDERED

Enter the total amount of Restitution, probation fees, Court Costs, Fines, BIDS (Board of Indigent Defense Services), KBI Fees, SB 123 Offender Reimbursements, and other fees ordered by the sentencing court. If any additional fees are ordered and not listed here, enter these fees in the “Other” spaces provided.

For more information see the Fines and Fees sections of Chapter V.

3. RESTITUTION

Enter the amount, name, and address of any party to whom restitution is to be paid.

CASE NO. (Top of all pages)

Please indicate the case number for this Journal Entry.

SECTION VII. RECAP OF SENTENCE

1. SENTENCE IMPOSED

The recap is the sum total of the sentence, or underlying months; including any consecutive and/or additional offenses imposed in the case.

- If the sentence is to prison (KDOC), enter the total prison term imposed.
- If a county jail term is imposed, enter the total jail term in the space provided.
- In multiple count cases, if a prison term is imposed and a jail term is imposed but is to run consecutive to the prison term, check the box indicating such.
- If probation is granted, enter either the term of imprisonment or jail term underlying the probation, whichever is applicable.

For example, an offender has a case with 5 counts. The sentences for each count are as follows:

Count 1 = 12 mo. KDOC

Count 2 = 10 mo. KDOC consecutive to Ct. 1

Count 3 = 10 mo. KDOC concurrent to Cts. 1 & 2

Count 4 = 12 mo. County jail consecutive to Cts. 1, 2 & 3

Count 5 = 12 mo. County jail concurrent to Cts. 1, 2, 3 & 4

In the Recap you would enter:

Total Prison Term (if sentenced imposed is to prison): 22 mos

Total County Jail Term: 12 mos X Consecutive to prison term

Total Underlying Jail term (if sentence is imposed is probation):

Total Underlying Prison Term (if sentence imposed is probation):

Please include additional comments or explanations as necessary.

Check the box indicating that for each count, the Court pronounced the complete sentence, including the maximum potential good time percentage.

SECTION 2 and 4 SHOULD NOT BE COMPLETED IF THE SENTENCE IS FOR A DUI 3RD OR SUBSEQUENT.

2. POSTRELEASE SUPERVISION TERM

Check the appropriate box indicating the term of postrelease supervision or parole that may be imposed for the offense.

In a multiple conviction case, use the conviction which carries the longest postrelease supervision period that may be imposed and check the appropriate box. If one of the offenses of conviction is an off-grid crime, the supervision term is based on the off-grid crime.

For more information on Postrelease Supervision, please see Chapter X.

3. **DUI POST-IMPRISONMENT SUPERVISION**

If the conviction is for a 3rd or subsequent DUI, K.S.A. 2018 Supp. 8-1567, a mandatory 12 month period of post-imprisonment supervision is required. This supervision is distinct from postrelease supervision for other offenses. Check the box to indicate whether the supervision entity will be court services or community corrections. Any jail term that is imposed may be indicated in Section VII.1. of the Recap of Sentence.

4. **PROBATION PERIOD**

In probation cases, restate the probation term imposed by the sentencing court by checking the appropriate box indicating the months. If the offender is assigned to SB 123 Mandatory Drug Treatment, check the appropriate box. Enter the term of months imposed for Extended Period probation pursuant to K.S.A. 2018 Supp. 21-6608(c) or (c)(5).

5. **INCARCERATION CREDIT**

The “sentence begins date” is the date of sentencing less the number of days of incarceration credit actually granted by the sentencing court. This section must be completed to prevent complications for the court, the Kansas Department of Corrections, and others. **Failure to complete this may result in the need for an Amended Journal Entry of Judgment to be prepared.**

Enter the location code to indicate the type of location where the offender may have earned jail credit and then enter the date range and corresponding number of days for which incarceration credit may potentially be awarded. Do this for each separate period of time for which the offender may be awarded credit. For each date range check whether credit was “A,” actually awarded by the court, or “N,” not awarded by the court. If these are not clearly marked it cannot be entered. Listing the amount of days only is not acceptable.

Enter the sentencing date and subtract the “Total Number of Days of Credit Actually Awarded” as determined by the sentencing court, to determine the “Sentence Begins” date.

For consolidated cases, please enter the grand total of jail credit days awarded for ALL cases.

CONSOLIDATION: If multiple cases are consolidated by the court, all case numbers should be listed in Section I, #6, with the PRIMARY case indicated. A separate Journal Entry of Judgment form (JE) must be used for each separate Case Number that is consolidated with the primary case. All cases should have their own JE, including misdemeanor cases, with felony PSI’s and Criminal History included with felony offenses. All counts other than the primary offense in the primary case will use Criminal History I. A JE should be prepared for each case at the time of sentencing as follows:

Section I. 6. Court Case Number “18crxxx” consolidated with “18crxxx”. Please indicate primary case.

Section III. 1. Name of Primary Offense of conviction: “Court 1 in 18crxxx” etc. for each subsequent count including misdemeanors if they are consolidated with the primary.

NOTE: The RECAP page on each case should reflect the grand total of ALL prison terms/underlying prison terms/jail terms for ALL cases consolidated. These pages should be identical in the amount of prison/underlying prison/jail time ordered.

NOTE: The PRIMARY case should reflect ALL combined jail credit totals from ALL consolidated cases for a grand total of ALL jail credit actually awarded.

6. PRIOR CASES TO WHICH THE CURRENT SENTENCE IS TO RUN CONCURRENT OR CONSECUTIVE

Enter the Case Number, whether misdemeanor or felony, and the County of Conviction for each prior case to which the sentencing court has ordered the sentence in the current case to run either concurrent or consecutive, and check the box indicating whether the prior case is concurrent or consecutive to the sentence in the current case.

7. MISCELLANEOUS PROVISIONS

Use this space as necessary to record any additional orders/findings of the sentencing court that are not covered by other sections in the Journal Entry of Judgment, but for which the court desires to be stated in the Journal Entry.

Page 5

CASE NO. (Top of all pages)

Please indicate the case number for this Journal Entry.

8. BORDER BOX FINDINGS

If the current crime falls in a border box on either grid, and the court grants a nonprison sentence, check the boxes indicating the sentencing court's findings, if appropriate.

9. MOTION FOR A NEW TRIAL

If such motion is made, check the appropriate box indicating whether the sentencing court granted or denied the offender's motion for a new trial, either prior to or at sentencing. If no such motion is made, leave this section blank.

10. MOTION FOR JUDGMENT OF ACQUITTAL

If such motion is made, check the appropriate box indicating whether the sentencing court granted or denied the offender's motion for judgment of acquittal, either prior to or at sentencing. If no such motion is made, leave this section blank.

11. MOTION FOR ARREST OF JUDGMENT

If such motion is made, check the appropriate box indicating whether the sentencing court granted or denied the offender's motion for arrest of judgment, either prior to or at sentencing. If no such motion, leave this section blank.

12. ADDITIONAL COMMENTS

Enter any additional orders/findings of the court that are not covered by other sections in the Journal Entry of Judgment.

SECTION VIII. SIGNATURES

1. JUDGE'S SIGNATURE

Provide signature or stamp of the Sentencing Judge as well as printed name and indicate the date the journal entry was signed or stamped by the judge.

2. PROSECUTING ATTORNEY

Enter the signed and printed name of the prosecuting attorney, Supreme Court number of the prosecuting attorney, date the journal entry was signed by the prosecuting attorney and the prosecuting attorney's address and phone number.

3. DEFENSE ATTORNEY

Enter the signed and printed name of the defense attorney, Supreme Court number of the defense attorney, date the journal entry was signed by the defense attorney and the defense attorney's address and phone number.

SUPPLEMENTAL PAGES **(To be completed only when applicable)**

KSGA JOURNAL ENTRY OF JUDGMENT FOR ADDITIONAL OFFENSES

CASE NO. (Top of all pages)

Please indicate the case number for this Journal Entry.

COUNT

Please indicate the count for additional offenses on the top of each page.

1. NAME OF ADDITIONAL OFFENSE OF CONVICTION

Please also indicate which count this is, as well as the date of this offense.

The instructions for completion of the supplemental pages for additional offenses of conviction are identical to that of the Journal Entry of Judgment with the exception that the supplemental pages require indication of whether the sentence for each additional crime is to be served concurrent or consecutive to the others. The instructions for that particular question are as follows:

2. IF THE CRIME IS A DRUG OFFENSE

Check the box for the statute in which the drug is listed and write the name of the drug. If the drug crime is drug distribution or possession with intent to distribute, write the quantity of the drug and, if the crime was committed within 1,000 feet of school property, check the appropriate box.

3. SENTENCES CONCURRENT OR CONSECUTIVE

Check the appropriate box indicating whether the sentencing court ordered the offenses to run either concurrent or consecutive to any other offense, and enter the Count number in which the other offense that the sentence was ordered to either run concurrent or consecutive to. Pursuant

to K.S.A. 2018 Supp. 21-6819(b)(1), the sentencing judge shall have the discretion to impose a consecutive term of prison other than the primary crime of any term of months not to exceed the nonbase sentence. Enter the number of months for the consecutive nonbase count.

SPECIAL RULES SUPPLEMENT

CASE NO. (Top of all pages)

Please indicate the case number for this Journal Entry.

If a special rule applies to the current case, check the box corresponding to the applicable special rule and attach this page to the Journal Entry of Judgment. (Note: The numbers for the special rules are intentionally non-sequential for data coding purposes. ***Please do not renumber them.*** The numbers 7, 14, 18, and 39 were assigned to rules that are no longer in use and they will not be reassigned.)

In cases where an “Extended Jurisdiction Juvenile” sentence has been imposed by the court pursuant to K.S.A. 2018 Supp. 38-2347 and Supp. 38-2364, a felony Journal Entry of Judgment form is to be submitted to the KSSC and the box for the “Extended Jurisdiction Juvenile Imposed” (Special Rule 11), should be checked.

SEX OFFENSE SUPPLEMENT

CASE NO. (Top of all pages)

Please indicate the case number for this Journal Entry.

SECTION A. - Aggravated Habitual Sex Offender

Check whether the sentencing court determined that the offender is an Aggravated Habitual Sex Offender as defined by K.S.A. 2018 Supp. 21-6626. If yes, check the box in Section A of the Sex Offense Supplement and attach it to the Journal Entry.

SECTION B. – Child Sex Offenses

Check whether the offender is being sentenced pursuant to K.S.A. 2018 Supp. 21-6627 for a sex offense wherein the offender is 18 years of age or older and the victim is less than 14 years of age. If yes, complete Section B of the Sex Offense Supplement and attach it to the Journal Entry.

First Offense – The court may choose to depart downward to a guidelines sentence rather than sentence to a mandatory minimum. If the court chose to depart downward, check the appropriate box indicating such and complete Section V of the Journal Entry (Departure Information). An off-grid sex offense, in which a departure to the Sentencing Guidelines is granted, includes a lifetime postrelease supervision term. *State v. Ballard*, 289 Kan. 1000, 218 P.3d 432 (2009).

If the sentencing court does not choose to depart downward, check the remaining box indicating that the sentence is a “mandatory minimum of Hard 25 years (300 months) or _____ months pursuant to the sentencing guidelines, given the offender’s criminal history.” Then, determine the potential guidelines sentence for the offender’s criminal history, and enter the number of months from the appropriate guidelines grid box in the space provided. The offender’s sentence

will be for either the Hard 25 years (300 months) or the guidelines sentence, whichever is greater. K.S.A. 2018 Supp. 21-6627(a)(2)(B). Upon release by the Prisoner Review Board, the offender shall be placed on parole for life and be subject to lifetime electronic supervision. K.S.A. 2018 Supp. 22-3717(u).

Second Offense – Check this box if the current crime is the offender’s second sex offense involving a victim less than 14 and the offender was 18 or older at the time the crime was committed. Calculate the potential guidelines sentence and insert the number of months into the blank provided. The sentence will be for the mandatory minimum of a Hard 40 years (480 months) or the number of months pursuant to the sentencing guidelines, whichever is greater. K.S.A. 2018 Supp. 21-6627(b)(1)(B). Upon release by the Prisoner Review Board, the offender shall be placed on parole for life and be subject to lifetime electronic supervision. K.S.A. 2018 Supp. 22-3717(u).

SECTION C. - Downward Departure for a Crime of Extreme Sexual Violence

Please check whether this duration departure is limited to 50% of the middle of the sentencing range.

SECTION D. - Sexually Violent Crime

A conviction of a sexually violent crime, other than a Jessica’s Law Offense, includes a lifetime postrelease supervision term. K.S.A. 2018 Supp. 22-3717(d)(1)(G).

OFFENDER REGISTRATION SUPPLEMENT

Check the appropriate boxes on these two pages indicating the reason the offender is required to register and the length of time pursuant to the Kansas Offender Registration Act, K.S.A. 2018 Supp. 22-4901 et seq. and attach the supplement to the Journal Entry of Judgment.

CASE NO. (Top of all pages)

Please indicate the case number for this Journal Entry.

PAGE 1 – REGISTRATION REQUIREMENT

OFFENDER REQUIRED TO REGISTER BY COURT ORDER

Check the box to indicate whether the offender is being required to register by court order for a crime for which registration is not otherwise required.

AGE OF VICTIM

The age of the victim must be documented in the Journal Entry. Write this in the provided space.

OFFENDER REQUIRED TO REGISTER DUE TO:

SEX OFFENDER STATUS

VIOLENT OFFENDER STATUS

DRUG OFFENDER STATUS

Check the appropriate box or boxes to indicate whether the offender has been convicted of any of the crimes as listed.

PAGE 2 - REGISTRATION TERMS

Check the appropriate box to indicate the length of the offender's registration requirement as listed.

KANSAS SENTENCING GUIDELINES JOURNAL ENTRY OF JUDGMENT

PLEASE USE FOR CRIMES COMMITTED ON JULY 1, 2018 - JUNE 30, 2019

SECTION I. CASE IDENTIFYING INFORMATION			1. Transaction No.	
2. STATE v. ☐ Male ☐ Female		3. Court O.R.I. Number		4. K.B.I. Number
5. County	6. Court Case Number	7. Sentencing Judge		8. Sentencing Date
9. Defense Counsel: ☐ Appointed ☐ Retained ☐ Self ☐ Waived Orally ☐ Waived in Writing				
10. Type of Proceeding (Trial) ☐ Bench Trial (includes a plea on stipulated facts) ☐ Jury Trial ☐ Guilty Plea ☐ Nolo contendere Plea				
11. Date of Conviction:				
12. Pre-Trial Status of Offender ☐ In Custody ☐ Released on Bond ☐ Other Release				
SECTION II. CRIMINAL HISTORY CLASSIFICATION				
1. Offender's Overall Criminal History Classification as Found by the Court: ☐ A ☐ B ☐ C ☐ D ☐ E ☐ F ☐ G ☐ H ☐ I				
2. Objection to Criminal History? ☐ Yes ☐ No If Yes, By: ☐ Defendant or ☐ State Court's Ruling on Objection: ☐ Criminal history was amended ☐ Criminal history was not amended				
SECTION III. CURRENT CONVICTION INFORMATION				
1. Name of PRIMARY Offense of Conviction: _____ Count No.: _____ Date of Offense: _____ ☐ Designated by court as domestic violence case based upon special finding (see #14 this section)				
2. If Drug Offense: (Indicate statute for controlled substance) ☐ 65-4105 ☐ 65-4107 ☐ 65-4109 ☐ 65-4111 ☐ 65-4113 Name of Drug: _____ Amount of Drug (IF Distribution Offense): _____ ☐ w/in 1,000 ft of school				
3. K.S.A. Title, Section, Subsection(s): _____ ☐ Attempt (K.S.A. 21-5301) ☐ Conspiracy (K.S.A. 21-5302) ☐ Solicitation (K.S.A. 21-5303)				
4. Grade of Offense: (Check one in each row.) ☐ Felony, Severity Level _____ ☐ Misdemeanor, Class _____ ☐ Person ☐ Nonperson				
5. Offense Category: ☐ Nondrug ☐ Drug ☐ Off-grid ☐ Nongrid				
6. Presumptive Sentencing Range: (Enter terms from appropriate grid.) Aggravated _____ Standard _____ Mitigated _____ Check applicable box(es) ☐ Presumptive Prison ☐ Presumptive Probation ☐ Border Box ☐ Mandatory Prison as per K.S.A. 21-5703 ☐ Drug Treatment for up to 18 months. K.S.A. 21-6824 ☐ Special Rule Applies (Complete Special Rules Supplemental Page and Attach)				
THIS FORM MUST BE ACCOMPANIED BY A COPY OF THE PRESENTENCE INVESTIGATION FORM PURSUANT TO K.S.A. 22-3439 AND A DOCUMENT CONTAINING INFORMATION REQUIRED BY K.S.A. 22-3426. PLEASE USE AN ADDITIONAL OFFENSES PAGE FOR ADDITIONAL OFFENSES OF CONVICTION.				

Case No. _____

KANSAS SENTENCING GUIDELINES JOURNAL ENTRY OF JUDGMENT

(PAGE 3)

6. **Probation Term (If Granted):** ☐ 12 months ☐ 18 months ☐ 24 months ☐ 36 months ☐ 60 months
☐ Drug Treatment for up to 18 months. K.S.A. 21-6824 ☐ Other: _____
☐ Extended Period K.S.A. 21-6608(c)(5) for: _____ months
Probation Supervision to: ☐ Court Services ☐ Community Corrections ☐ Unsupervised
County Jail Time Imposed AS A CONDITION OF PROBATION: _____ days
☐ Withheld authority of court services/community corrections to impose intermediate sanction pursuant to K.S.A. 21-6604(s) or (t)

Comments: _____

SECTION V. DEPARTURE INFORMATION

1. **Type of Departure:** (Check all that apply.)
☐ Downward Durational ☐ Upward Durational ☐ Downward Dispositional ☐ Upward Dispositional
☐ Postrelease Supervision (up to 60 months for sexually motivated offense) – K.S.A. 22-3717(d)(1)(D)(i)

2. **Reasons Cited as Basis for Departure:**

SECTION VI. OTHER CONDITIONS

1. **General/Special Conditions of Probation (COMPLETE AND ATTACH ORDER OF PROBATION TO THIS JOURNAL ENTRY if needed)**

2. **Costs Ordered:**

†Total Restitution (Please complete #3 below)	\$ _____	Correctional Supv. Fee (Felony \$120; Misd. \$60)	\$ _____
Court Costs (including surcharge)	\$ _____	BIDS Attorney Fee ☐ Waived	\$ _____
* Fines to Human Trafficking Victim Assist. Fund	\$ _____	BIDS Application Fee	\$ _____
*Total Fines (excluding Human Trafficking Victim Assist. Fund)	\$ _____	Court-Appointed Attorney Fee	\$ _____
DNA Database Fee (K.S.A. 21-2511 & 75-724.)	\$ _____	Community Corr. Fee (offenses after 1/4/07)	\$ _____
Extradition Costs	\$ _____	Booking/Fingerprint Fee	\$ _____
Domestic Violence Special Program Fee	\$ _____	Reward Reimbursement	\$ _____
Apprehension Fee (Escape/Agg. Escape)	\$ _____	Children's Advocacy Center Assessment Fee	\$ _____
Alcohol and/or Drug Eval. Fee (offenses before 7/1/11)	\$ _____	Medical Costs/Expenses Reimbursement	\$ _____
Witness Fee	\$ _____	SB 123 Assessment Fee (\$175)	\$ _____
KBI Lab Fee	\$ _____	SB 123 Offender Reimbursement (at least \$125)	\$ _____
Other Lab Fee	\$ _____	Other: _____	\$ _____
Domestic Violence Assessment/Recommendations	\$ _____	TOTAL COSTS	\$ _____

- † ☐ Restitution shall be ordered as per K.S.A. 22-3424 if convicted of Human Trafficking (K.S.A. 21-5426), Agg. Human Trafficking (K.S.A. 21-5426) or Commercial Exploitation of a Child (K.S.A. 21-6422).
- * ☐ \$250 of DUI fine shall be sent to Community Corrections Supervision Fund.
- * ☐ Fines to Human Trafficking Assistance Fund: \$2500-5000 for Human Trafficking (K.S.A. 21-5426), Promoting the Sale of Sexual Relations (K.S.A. 21-6420) or Commercial Sexual Exploitation of a Child (K.S.A. 21-6422); no less than \$5000 for Agg. Human Trafficking (K.S.A. 21-5426); and one-half of \$1200-5000 for Buying Sexual Relations (K.S.A. 21-6421).

3. **Restitution to be paid as follows:**

Amount	Name and Address
\$ _____	_____
\$ _____	_____
\$ _____	_____
\$ _____	_____
\$ _____	_____

Case No. _____

KANSAS SENTENCING GUIDELINES JOURNAL ENTRY OF JUDGMENT

(PAGE 4)

SECTION VII. RECAP OF SENTENCE

1. Sentence Imposed:

Total Prison Term (if sentence imposed is to prison): _____

Off Grid Term _____ + _____ months

Total County Jail Term: _____ ☐ Consecutive to Prison Term

Total Underlying Jail Term (if sentence imposed is probation): _____

Total Underlying Prison Term (if sentence imposed is probation): _____

☐ For each count, the Court pronounced the complete sentence, including the maximum potential good time percentage. K.S.A. 21-6804(e)(2) and 21-6805(c)(2).

2. Postrelease Supervision Term: ☐ 12 months ☐ 24 months ☐ 36 months ☐ 60 months

☐ Lifetime Postrelease (K.S.A. 22-3717(d)(1)(G)(i)) ☐ Lifetime Parole / Electronic Monitoring (K.S.A. 21-6604(r))

3. DUI Post-Imprisonment Supervision (12 months) ☐ Court Services ☐ Community Corrections

4. Probation Term Imposed (select one): ☐ 12 months ☐ 18 months ☐ 24 months ☐ 36 months ☐ 60 months

☐ Drug Treatment for up to 18 months. K.S.A. 21-6824

☐ Extended Period K.S.A. 21-6608(c)(5) for: _____ months

☐ Other: _____

5. Incarceration Credit: Enter dates (mm/dd/yy ONLY) and days of credit potentially for this case and check "A" if the days are awarded, or "N" if the days are not awarded by the court. (attach additional pages if necessary)

*Location-	From:	To:	=	Days	☐ A	☐ N	*Location-	From:	To:	=	Days	☐ A	☐ N
*Location-	From:	To:	=	Days	☐ A	☐ N	*Location-	From:	To:	=	Days	☐ A	☐ N
*Location-	From:	To:	=	Days	☐ A	☐ N	*Location-	From:	To:	=	Days	☐ A	☐ N
*Location-	From:	To:	=	Days	☐ A	☐ N	*Location-	From:	To:	=	Days	☐ A	☐ N

* Enter appropriate letters to indicate the type of location where credit may have been earned:

J=Jail TL=Treatment (Locked) TU=Treatment (Unlocked) RL=Residential (Locked) RU=Residential (Unlocked) HA= House Arrest

Sentencing Date: _____ **Total number of days of credit actually awarded** _____ **= Sentencing Begins Date:** _____

6. Prior Case(s) to Which the Current Sentence is to Run Concurrent or Consecutive:

Case No.		☐	Misd	☐	Felony	County		Concurrent	☐	or Consecutive	☐
Case No.		☐	Misd	☐	Felony	County		Concurrent	☐	or Consecutive	☐
Case No.		☐	Misd	☐	Felony	County		Concurrent	☐	or Consecutive	☐
Case No.		☐	Misd	☐	Felony	County		Concurrent	☐	or Consecutive	☐

Others: _____

7. Miscellaneous Provisions:

☐ Defendant informed of right to appeal within 14 days of this date. K.S.A. 22-3608(c). (Required by case law)

☐ Defendant informed of potential rights of expungement. K.S.A. 21-6614c(h)

☐ Defendant informed of duty to register as an offender pursuant to the Kansas Offender Registration Act. K.S.A. 22-4905(b)(2).

(Please complete OFFENDER REGISTRATION SUPPLEMENT and attach it to the Journal Entry.)

☐ Defendant must submit specimens of blood or an oral or other biological sample, if not previously submitted, pursuant to K.S.A. 21-2511(c).

☐ Defendant must obtain psychological evaluation and shall complete the recommended treatment pursuant to K.S.A. 22-3717(d)(1)(D)(iv).

☐ Defendant has been processed, fingerprinted and palmed. K.S.A. 21-2501(b)

☐ Court remands Defendant to custody of Sheriff to begin serving sentence.

☐ Court remands Defendant to custody of Sheriff to await transportation to the custody of the Secretary of Corrections.

☐ Defendant to report to County Jail on the ____ day of _____, 20__ at ____ o'clock ☐ a.m. ☐ p.m. to start serving sentence.

☐ House arrest is authorized for remaining _____ days after Defendant completes mandatory _____ hours in the County Jail.

☐ Work release recommended (if accepted, defendant is to abide by recommendations of the program).

☐ Defendant's financial resources and burden imposed by payment of a fine considered by the court pursuant to K.S.A. 21-6612(c).

☐ Defendant's financial resources and burden imposed by BIDS application and attorney fees considered by the court pursuant to K.S.A. 22-4513 and *State v. Robinson*, 281 Kan. 538, 132 P.3d 934 (2006).

☐ Defendant to undergo domestic violence assessment pursuant to K.S.A. 21-6604(p).

☐ Defendant advised of prohibition against firearms.

☐ With placement to ISP, Court authorizes Community Corrections access to the confidential information listed in K.S.A. 21-6813(c)

☐ Other Comments: _____

Case No. _____

SECTION VII. RECAP OF SENTENCE CONTINUED

(PAGE 5)

8. Border Box Findings K.S.A. 21-6804(f): (Check if appropriate)

- ☐ An appropriate treatment program exists which is likely to be more effective than the presumptive prison term in reducing the risk of offender recidivism; and
- ☐ the recommended treatment program is available and the offender can be admitted to the program within a reasonable period of time; or,
- ☐ the non-prison sanction will serve community safety interests by promoting offender reformation

9. If made, Motion for New Trial: ☐ Granted ☐ Denied

10. If made, Motion for Judgment of Acquittal: ☐ Granted ☐ Denied

11. If made, Motion for Arrest of Judgment: ☐ Granted ☐ Denied

12. Additional Comments:

SECTION VIII. SIGNATURES

1. Judge's Signature: **Date:** _____

Signed: _____

Printed: _____

2. Prosecuting Attorney:

Signed: _____

Printed: _____

Supreme Court Number: _____

Date: _____

Address: _____

Phone No: _____

3. Defense Attorney:

Signed: _____

Printed: _____

Supreme Court Number: _____

Date: _____

Address: _____

Phone No: _____

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Case No. _____	
KSGA JOURNAL ENTRY OF JUDGMENT ADDITIONAL OFFENSES	
COUNT _____	(Page 1 of 2)
1. Name of Additional Offense of Conviction: _____	
Count No.: _____	Date of Offense: _____
☐ Domestic Violence Offense (see #15 this section)	
2. If Drug Offense: (Indicate statute for controlled substance) ☐ 65-4105 ☐ 65-4107 ☐ 65-4109 ☐ 65-4111 ☐ 65-4113 Name of Drug: _____ Amount of Drug (IF Distribution Offense): _____ ☐ w/in 1,000 ft of school	
3. Sentences Concurrent or Consecutive: ☐ Concurrent To Count(s): _____ ☐ Consecutive To Count(s): _____ If Consecutive, _____ months for this count	
4. K.S.A. Title, Section, Subsection(s): _____ ☐ Attempt (K.S.A. 21-5301) ☐ Conspiracy (K.S.A. 21-5302) ☐ Solicitation (K.S.A. 21-5303)	
5. Grade of Offense: (Check one in each row.) ☐ Felony, Severity Level _____ ☐ Misdemeanor, Class: _____ ☐ Person ☐ Nonperson	
6. Offense Category: ☐ Nondrug Grid ☐ Drug Grid ☐ Off-grid ☐ Nongrid	
7. Presumptive Sentencing Range (Use Criminal History Classification "I" for non-primary convictions.): (Enter the terms from the appropriate grid.) Aggravated _____ Standard _____ Mitigated _____ (Check the appropriate box(es).) ☐ Presumptive Prison ☐ Presumptive Probation ☐ Border Box ☐ Mandatory Prison as per K.S.A. 21-5703 ☐ Drug Treatment for up to 18 months. K.S.A. 21-6824 ☐ Special Rule Applies (Complete Special Rule Supplemental Page and Attach)	
8. SPECIAL RULES Enter the number(s) and brief description(s) corresponding to the applicable special rule, if any (Complete Special Rule Supplemental Page and Attach): _____ _____	
9. SPECIAL FINDING that the crime was SEXUALLY MOTIVATED pursuant to KS Offender Registration Act 9a. Did the court make a special finding that the crime was sexually motivated? ☐ Yes ☐ No 9b. IF YES to 9a , did the court find that the act involved non-forcible sexual conduct, the victim was at least 14 and the offender has no more than 4 years older than the victim? (K.S.A. 22-4902(c)(15)) ☐ Yes ☐ No 9c. IF YES to 9a and NO to 9b, PLEASE COMPLETE OFFENDER REGISTRATION SUPPLEMENT AND ATTACH TO JOURNAL ENTRY.	
10. Was offender determined by the Court to be an AGGRAVATED HABITUAL SEX OFFENDER? (K.S.A. 21-6626) IF YES, PLEASE COMPLETE SEX OFFENSE SUPPLEMENT AND ATTACH TO JOURNAL ENTRY. ☐ Yes ☐ No	
11. Is offender being sentenced pursuant to K.S.A. 21-6627 where offender is 18 years of age or older and the victim is less than 14 years of age? IF YES, PLEASE COMPLETE SEX OFFENSE SUPPLEMENT AND ATTACH TO JOURNAL ENTRY. ☐ Yes ☐ No	
12. Downward departure (K.S.A. 21-6818(a)) for a crime of extreme sexual violence (K.S.A. 21-6815)? IF YES, PLEASE COMPLETE SEX OFFENSE SUPPLEMENT AND ATTACH TO JOURNAL ENTRY. ☐ Yes ☐ No	
13. Did offender, as determined by the court, commit the current crime with a deadly weapon? IF YES, PLEASE COMPLETE OFFENDER REGISTRATION SUPPLEMENT AND ATTACH TO JOURNAL ENTRY ☐ Yes ☐ No	
14. Was offender convicted of a violation of K.S.A. 21-5703, Manufacture or attempted manufacture, K.S.A. 21-5705(a)(1). Cultivation, Distribution, Possession w/ intent to distribute opiates, opium or narcotic drugs or any stimulant in K.S.A. 65-4107(d)(1), (d)(3), (f)(1), or 21-5709(a). Possession of precursors w/ intent to manufacture? IF YES, PLEASE COMPLETE OFFENDER REGISTRATION SUPPLEMENT AND ATTACH TO JOURNAL ENTRY. ☐ Yes ☐ No	
15. Determination of domestic violence case designation 15a. Did offender, as determined by the <u>trier of fact</u> , commit a domestic violence offense? ☐ Yes ☐ No 15b. If YES to 15a above, did the court find that offender had no prior domestic violence conviction or diversion, AND that offender did not use the present domestic violence offense to coerce, control or punish the victim? ☐ Yes ☐ No 15c. If YES to 15a and NO to 15b, PLEASE CHECK THE DOMESTIC VIOLENCE CASE DESIGNATION BOX. ☐ DV Case	
16. U.S. Armed Forces Treatment Eligibility (K.S.A. 21-6630): 16a Did offender serve in the armed forces of the U.S. in a combat zone as certified by the Kansas Commission on Veteran Affairs? ☐ Yes ☐ No 16b Does offender suffer from injury and the injury is connected to service in a combat zone in the armed forces of the U.S.? ☐ Yes ☐ No 16c Does offender's current conviction place the offender in a presumptive probation grid box? ☐ Yes ☐ No If YES to 16a through 16c, check box if court ordered treatment: ☐ Inpatient ☐ Outpatient ☐ Gov't Provided Treatment	

Case No. _____

KSGA JOURNAL ENTRY OF JUDGMENT ADDITIONAL OFFENSES CONTINUED COUNT _____ (PAGE 2 OF 2)

SENTENCE IMPOSED:

1. **Guideline Range Imposed:** ☐ Aggravated ☐ Standard ☐ Mitigated ☐ Departure – **COMPLETE SECTION V**

2. **Prison Term:** KDOC _____ months (including enhancement sentence)
(Enter months above then check one of the following) ☐ Prison sentence imposed or ☐ Underlying with probation granted
**or Underlying with KDOC Drug Trtmnt Prog. (min. 120 days)
☐ Enhancement Sentence- Drug with Firearm: ☐ 6 months ☐ 18 months (K.S.A. 21-6805(g))
Ballistic Resistant Material: ☐ 30 months (K.S.A. 21-6804(t))
☐ Off-grid Crime:
☐ Life - Minimum 15 yrs. ☐ Life - Minimum 20 yrs. ☐ Hard 25 ☐ Hard 40 ☐ Hard 50
☐ Per K.S.A. 21-6620, 21-6623 or 21-6627, if guidelines sentence greater than mandatory minimum _____ months.
☐ Life Imprisonment without Parole ☐ Death Penalty

3. **Postrelease Supervision Term:** ☐ 12 months ☐ 24 months ☐ 36 months ☐ 60 months (sex offense) – **COMPLETE SECTION V**
☐ Lifetime Postrelease (K.S.A. 22-3717(d)(1)(G)(i)) ☐ Lifetime Parole / Electronic Monitoring (K.S.A. 21-6604(r))

4. **Felony DUI:** ☐ 3rd D.U.I. ☐ 4th & Subs. D.U.I.
* **No Postrelease or Probation allowed on or after July 1, 2011**
Jail Sentence: _____ months _____ days ☐ Release is authorized after jail service of _____ months _____ days _____ hours
☐ Assigned to work release (K.S.A. 21-6604(a)(11)) or ☐ House Arrest: _____ months _____ days _____ hours
Post-Imprisonment Supervision (PIS) of 12 months supervised by: ☐ Court Services ☐ Community Corrections (check one)
☐ Additional one month jail if child <18 in vehicle (K.S.A. 8-1567(c)) (include in total)

5. **Other Nongrid Felony and/or Misdemeanors:** ☐ 3rd & Subs. Domestic Battery w/in 5 yrs. ☐ Animal Cruelty
☐ **Jail Sentence Imposed:** _____ months _____ days _____ hours ☐ **Probation Imposed** (Complete # 6)
☐ Probation granted after serving jail term. Jail Term: _____ months _____ days
☐ Assigned to work release (K.S.A. 21-6604(a)(11)) or ☐ House Arrest: _____ months _____ days _____ hours

6. **Probation Term Imposed (select one):** ☐ 12 months ☐ 18 months ☐ 24 months ☐ 36 months ☐ 60 months
☐ Drug Treatment for up to 18 months. (K.S.A. 21-6824)
☐ Extended Period (K.S.A. 21-6608(c)(5)) for: _____ months
☐ Other:
Probation Supervision to: ☐ Court Services ☐ Community Corrections ☐ Unsupervised
County Jail Time Imposed AS A CONDITION OF PROBATION: _____ days
☐ Withheld authority of court services/community corrections to impose intermediate sanction pursuant to K.S.A. 21-6604(s) or (t)
Comments:

7. **Additional Comments:**

CASE NO.**SPECIAL RULES SUPPLEMENTAL PAGE (IF APPLICABLE, check box of the special rule and include this page with the corresponding count.)****PUBLIC SAFETY OFFENSES / FIREARMS FINDING APPLY:**

- 1 ☐ **Person Felony Committed With a Firearm** – presumed prison. K.S.A. 21-6804(h)
2 ☐ **Agg. Battery against a L.E.O.**, if criminal history is 6H or 6I – presumed prison. K.S.A. 21-6804(g)
3 ☐ **Agg. Assault of a L.E.O.**, if criminal history is 6H or 6I – presumed prison. K.S.A. 21-6804(g)
34 ☐ **Battery on a L.E.O., K.S.A. 21-5413(c)(2), resulting in bodily harm-** presumed prison and consecutive. K.S.A. 21-6804(r)
32 ☐ **Drug Felony While in Possession of a Firearm-** presumed prison. K.S.A. 21-6805(g)
33 ☐ **Drug Felony With a Firearm that Discharges-** presumed prison. K.S.A. 21-6805(g)
4 ☐ **Crime Committed for Benefit of a Criminal Street Gang** – presumed prison. K.S.A. 21-6804(k)
11 ☐ **Extended Jurisdiction Juvenile Imposed** – both juvenile and adult sentences imposed, adult sentence stayed conditioned on successful completion of juvenile sentence. K.S.A. 38-2347 and 38-2364
35 ☐ **Agg. Endangering a Child** – consecutive sentence required. K.S.A. 21-5601(c)(2)
36 ☐ **Ballistic Resistant Material** – presumed prison with additional 30 months and consecutive. K.S.A. 21-6804(t)
38 ☐ **Unlawful Sexual Relations** - presumed prison. K.S.A. 21-6804(s)
48 ☐ **Law Enforcement Protection Act-** enhanced sentence. K.S.A. 21-6804(y)(1)

HABITUAL OR REPEAT OFFENSES APPLY:

- 5 ☐ **Persistent Sex Offender** - presumed prison – double the maximum duration. K.S.A. 21-6804(j)
12 ☐ **2nd or Subs. Manufacture of a Controlled Substance Conviction** – if previous conviction is for methamphetamine or analog, presumed prison, twice the maximum duration. K.S.A. 21-6805(e)
26 ☐ **3rd or Subs. Felony Drug Possession** - presumed prison. K.S.A. 21-6805(f)(1)
13 ☐ **Residential Burglary with a Prior Residential, Nonresidential or Agg. Burglary Conviction or any attempt or conspiracy convictions of these priors** – presumed prison. K.S.A. 21-6804(l)
47 ☐ **Residential Burglary with Criminal History Score 7C, 7D, or 7E** - presumptive prison. K.S.A. 21-6804(x)
27 ☐ **Burglary With Two or More Prior Convictions for Theft, Burglary, or Agg. Burglary** – presumed prison. K.S.A. 21-6804(p)
29 ☐ **Felony Theft With Three or More Prior Convictions for a Felony Theft, Burglary, or Agg. Burglary** – presumed prison. K.S.A. 21-6804(p)
30 ** ☐ **For #27 or #29, Substance Abuse Underlying Factor, Treatment More Effective to Reduce Reoffense Risk and Community Safety Served** – KDOC Intensive Substance Abuse Treatment Program, Return to Court Upon Successful Completion. K.S.A. 21-6804(p)
31 ☐ **3rd or Subs. Criminal Deprivation of a Motor Vehicle** – presumptive prison. K.S.A. 21-6804(n)
16 ☐ **2nd Forgery**, criminal history I – C, sentenced pursuant to sentencing requirements of K.S.A. 21-5823, term of imprisonment not in KDOC. Criminal history A or B, - sentenced for SL 8, NPF. K.S.A. 21-6804(i)
17 ☐ **3rd or Subs. Forgery**, criminal history I – C, sentenced pursuant to sentencing requirements of K.S.A. 21-5823, term of imprisonment not in KDOC. Criminal history A or B, - sentenced for SL 8, NPF. K.S.A. 21-6804(i)
9 ☐ **Crime Committed While Incarcerated, on Probation, Parole, Conditional Release, or Postrelease Supervision for a Felony** – new sentence shall be imposed consecutively. K.S.A. 21-6606(c). If new crime is a felony, court may impose prison even if presumption is nonprison. K.S.A. 21-6604(f)(1)
40 ☐ **Felony Committed After Early Discharge When Offender Would Have Been On Probation or Postrelease Supervision for a Felony** If committed after early discharge pursuant to K.S.A. 21-6608(d), or K.S.A. 22-3717(d)(2), may impose prison even if presumed nonprison. K.S.A. 21-6604(f)(2)
28 ☐ **Felony Committed While Incarcerated in a Juvenile Correctional Facility for an Offense That Would be a Felony if Committed by an Adult** – presumed prison. K.S.A. 21-6604(f)(3)
10 ☐ **Crime Committed While on Felony Bond** – new sentence imposed consecutively. K.S.A. 21-6606(d), 21-6604(f)(4). If new crime is a felony, court may impose prison even if presumption is nonprison, K.S.A. 21-6604(f)(4)
37 ☐ **2nd or Subs. Identity Theft or Identity Fraud** – presumed prison. K.S.A. 21-6804(u)
41 ☐ **Leaving the Scene of an Accident** - if current conviction is for K.S.A. 8-1602(b)(3)-(b)(5), prior convictions committed on and after July 1, 2011 of 8-235, 8-262, 8-287, 8-291, 8-1566, 8-1567, 8-1568, 8-1602, 8-1605, 40-3104, 21-5405(a)(3), (a)(5) and 21-5406, or comparable convictions from a different jurisdiction, shall count as person felony for criminal history purposes. K.S.A. 21-6811(i)
42 ☐ **Involuntary Manslaughter by DUI** - if current conviction is for K.S.A. 21-5405(a)(3) or (a)(5), all prior convictions, adjudications and diversions for K.S.A. 8-1567(DUI), K.S.A. 8-2,144 (Commercial DUI), or comparable law of a different jurisdiction, shall count as person felony for criminal history purposes. K.S.A. 21-6811(c)
43 ☐ **3rd or Subsequent Flee/Elude** - presumed prison and imposed consecutively. K.S.A. 21-6804(v)
44 ☐ **Agg. Battery by DUI** - if current conviction is for K.S.A. 21-5413(b)(3) or (b)(4), the first prior conviction, adjudication or diversion of K.S.A. 8-1567 (DUI), K.S.A. 8-2,144 (Commercial DUI), or comparable law of a different jurisdiction, shall count as a **nonperson** felony for criminal history purposes. Each second and subsequent prior adult conviction, diversion or juvenile adjudication of these offenses shall count as a **person** felony for criminal history purposes. K.S.A. 21-6811(c)

CASE NO.	
SPECIAL RULES SUPPLEMENTAL PAGE - continued	
HABITUAL OR REPEAT OFFENSES APPLY - continued:	
45	☐ Aggravated Criminal Damage to Property - presumed prison if current conviction is for K.S.A. 21-5813(b) (Scrap Metal) and offender has a prior conviction for any nonperson felony. K.S.A. 21-6804(w)
46	☐ Offender Registration Act Violation - presumed prison unless optional nonprison sanction imposed. K.S.A. 21-6804(m)
NONGRID OFFENSES APPLY:	
6	☐ Felony D.U.I. (3rd, 4th or Subs.) – sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 8-1567
8	☐ Felony Domestic Battery - sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 21-5414(b)(3)
21	☐ Animal Cruelty - K.S.A. 21-6412; 2 nd or subs. conviction; or Working/Assistance dog – K.S.A. 21-6416 – sentenced pursuant to specific mandatory sentencing requirements of same statute
FINANCE OFFENSES APPLY:	
25	☐ Fraudulent Insurance Act , any combination of acts w/in 6 months involving \$25,000 or more - presumed prison. K.S.A. 40-2,118(e)
15	☐ Kansas Uniform Securities Act , violation resulting in loss of \$25,000 or more – presumed prison. K.S.A. 17-12a508(a)(5)
19	☐ Mortgage Business Act , 2nd or subs. Conviction – presumed prison. K.S.A. 9-2203(d)
20	☐ Loan Brokers Act , violation resulting in loss of \$25,000 or more – presumed prison. K.S.A. 50-1013(a)

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Case No. _____

SEX OFFENSE SUPPLEMENT (If applicable, complete and attach to the Journal Entry.)

SECTION A. Aggravated Habitual Sex Offenders – K.S.A. 21-6626

- ☐ Was offender determined by the Court to be an **AGGRAVATED HABITUAL SEX OFFENDER?** (K.S.A. 21-6626)
Imprisonment for life without the possibility of parole; not eligible for parole, probation, assignment to a community correctional services program, conditional release, postrelease supervision, or suspension, modification or reduction of sentence.

SECTION B. Child Sex Offenses – K.S.A. 21-6627

Is offender being sentenced pursuant to K.S.A. 21-6627 where offender is 18 years of age or older and the victim less than 14 years of age?

(CHECK ONLY ONE)

First Offense

- ☐ Downward departure to guidelines, subject to provisions of K.S.A. 21-6818; lifetime postrelease supervision. State v. Ballard, 289 Kan. 1000 218 P.3d 432 (2009) **(Complete Section V – Departure Information, page 3 of Journal Entry of Judgment.)**
- ☐ Mandatory minimum of Hard 25 years (300 months) or _____ months pursuant to guidelines, given offender's criminal history, whichever is greater; lifetime parole. K.S.A. 22-3717(u).

Second Offense

- ☐ Mandatory minimum of Hard 40 years (480 months) or _____ months pursuant to guidelines, given offender's criminal history, whichever is greater; lifetime parole. K.S.A. 22-3717(u).

Third Offense – see Section A. above, Aggravated Habitual Sex Offender – Life Imprisonment Without Parole.

**SECTION C. Downward Departure K.S.A. 21-6818 for a Crime of Extreme Sexual Violence
(NO downward dispositional departure allowed)**

Downward durational departure limited to 50% of middle of the sentencing range? ☐ Yes ☐ No

SECTION D. Sexually Violent Crime - K.S.A. 22-3717(d)(2)

Was offender convicted of a sexually violent crime, but was not sentenced pursuant to K.S.A. 21-6627?

- ☐ Yes – Lifetime postrelease supervision (K.S.A. 22-3717(d)(1)(G))
- ☐ No – Postrelease supervision term as otherwise indicated by law

Comments:

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Case No. _____

OFFENDER REGISTRATION SUPPLEMENT – K.S.A. 22-4901 et seq.

(PAGE 1 of 2)

(If applicable, complete both pages and attach to the Journal Entry.)

SECTION A. REGISTRATION REQUIREMENT - Check appropriate boxes to indicate the REASON for registration. See K.S.A. 22-4902(a)

☐ Offender required by court order to register for an offense not otherwise required as provided by the Kansas Offender Registration Act

_____ Enter age of victim (K.S.A. 22-4904(a)(4))

☐ Offender required to register due to **SEX OFFENDER** status as indicated by any of the following:

Conviction of any of the following crimes:

- ☐ Sexual Battery – K.S.A. 21-5505(a)
- ☐ Any conviction for any comparable offense
- ☐ Any attempt, conspiracy or criminal solicitation of a comparable crime

Conviction of any of the following crimes when one of the parties involved is under 18 years of age:

☐ Adultery – K.S.A. 21-5511	☐ Criminal Sodomy - K.S.A. 21-5504(a)
☐ Promoting Prostitution – K.S.A. 21-6420	☐ Buying Sexual Relations – K.S.A. 21-6421
☐ Lewd and Lascivious Behavior – K.S.A. 21-5513	☐ Conviction for any comparable offense
☐ Any attempt, conspiracy or criminal solicitation of an offense defined in this section	

Conviction of any of the following sexually violent crimes or adjudication as a juvenile offender for an act which if committed by an adult would constitute a sexually violent crime, UNLESS the court finds on the record that the act involved non-forcible sexual conduct, the victim was at least 14 and the offender not more than 4 years older than victim:

☐ Indecent Liberties With a Child – K.S.A. 21-5506(a)	☐ Criminal Sodomy – K.S.A. 21-5504(a)(3), (a)(4)
☐ Rape – K.S.A. 21-5503	☐ Indecent Solicitation of a Child – K.S.A. 21-5508
☐ Agg. Indecent Liberties With a Child – K.S.A. 21-5506(b)	☐ Sexual Exploitation of a Child – K.S.A. 21-5510
☐ Agg. Criminal Sodomy – K.S.A. 21-5504(b)	☐ Commercial Sexual Exploitation of a Child – K.S.A. 21-6422
☐ Agg. Indecent Solicitation of a Child – K.S.A. 21-5508(b)	☐ Agg. Incest – K.S.A. 21-5604(b)(1)
☐ Agg. Sexual Battery – K.S.A. 21-5505(b)	☐ Unlawful Sexual Relations - K.S.A. 21-5512
☐ Electronic Solicitation – K.S.A. 21-5509	☐ Promoting the Sale of Sexual Relations - K.S.A. 21-6420
☐ Agg. Human Trafficking, if committed in whole or in part for the purpose of sexual gratification of the defendant or another - K.S.A. 21-5426(b)	
☐ Any conviction for any comparable offense	
☐ Any attempt, conspiracy or criminal solicitation of a sexually violent crime	
☐ Any act determined beyond a reasonable doubt to have been sexually motivated AND the act did <u>not</u> involve non-forcible sexual conduct between a victim at least 14 and offender no more than 4 years older than victim – K.S.A. 22-4902 (c)(15)	

☐ Offender required to register due to **VIOLENT OFFENDER** status (Indicated by conviction of any of the following crimes):

☐ Capital Murder – K.S.A. 21-5401	☐ Murder in the First Degree – K.S.A. 21-5402
☐ Murder in the Second Degree - K.S.A. 21-5403	☐ Voluntary Manslaughter - K.S.A. 21-5404
☐ Involuntary Manslaughter - K.S.A. 21-5405(a)(1), (a)(2) or (a)(4)	☐ Kidnapping - K.S.A. 21-5408(a)
☐ Agg. Kidnapping - K.S.A. 21-5408(b)	☐ Criminal Restraint - K.S.A. 21-5411
☐ Agg. Human Trafficking, if not committed in whole or in part for the purpose of sexual gratification of the defendant or another – K.S.A. 21-5426(b)	(except by parent, and only when victim is less than 18 years of age)
☐ Any conviction for any comparable offense	
☐ Any out of state conviction for an offense that under the laws of Kansas would be an offense listed in this section	
☐ Any attempt, conspiracy or criminal solicitation of an offense defined in this section	
☐ Any person felony with court finding on the record that such felony was committed with a DEADLY WEAPON (On or after July 1, 2006)	
☐ Any conviction for any comparable person felony, committed with a DEADLY WEAPON	
☐ Any attempt, conspiracy or criminal solicitation of a person felony committed with a DEADLY WEAPON	

☐ Offender required to register due to **DRUG OFFENDER** status (Indicated by conviction of any of the following crimes):

- ☐ **Manufacture** or attempted manufacture of any controlled substance – K.S.A. 21-5703
- ☐ **Possession of precursors** with intent to manufacture any controlled substance – K.S.A. 21-5709(a)
- ☐ **Cultivation, Distribution, Possession** with intent to distribute opiates, opium or narcotic drugs or any stimulant in K.S.A. 65-4107(d)(1), (d)(3), or (f)(1) – K.S.A. 21-5705(a)(1), **ONLY**
- ☐ Any conviction for any comparable offense
- ☐ Any attempt, conspiracy or criminal solicitation of an offense defined in this section

Case No. _____

OFFENDER REGISTRATION SUPPLEMENT CONT. – K.S.A. 22-4901 et seq.

(PAGE 2 of 2)

**SECTION B. REGISTRATION TERMS - check appropriate boxes indicating REQUIRED TERM of registration
See K.S.A. 22-4906**

Offender must register for 15 YEARS after the date of parole, discharge or release, whichever date is most recent, or, if offender is not confined, 15 YEARS from the date of conviction due to conviction of any of the following crimes:

☐ Capital Murder - K.S.A. 21-5401	☐ Murder in the First Degree – K.S.A. 21-5402
☐ Murder in the Second Degree – K.S.A. 21-5403	☐ Voluntary Manslaughter – K.S.A. 21-5404
☐ Involuntary Manslaughter – K.S.A. 21-5405(a)(1), (a)(2) or (a)(4)	☐ Sexual Battery- K.S.A. 21-5505(a)
☐ Promoting the Sale of Sexual Relations - K.S.A. 21-6420	
☐ Criminal Restraint – K.S.A. 21-5411 (except by parent, and only when victim is <u>less than 18 years of age</u>)	
☐ Any act determined beyond a reasonable doubt to have been <u>sexually motivated</u> AND the act did <u>not</u> involve non-forcible sexual conduct between <u>a victim at least 14 and offender no more than 4 years older than victim</u> – K.S.A. 22-4902(a)(15)	
☐ Any <u>conviction of a person felony w/ court finding</u> on the record that such felony was committed with a DEADLY WEAPON- K.S.A. 22-4902(e)(2)	
☐ An offense not otherwise required, as provided by the Kansas Offender Registration Act, K.S.A. 22-4902(a)(5)	
☐ Manufacture or attempted manufacture of any <u>controlled substance</u> – K.S.A. 21-5703	
☐ Possession of precursors with intent to manufacture any <u>controlled substance</u> – K.S.A. 21-5709(a)	
☐ Cultivation, Distribution, Possession with intent to distribute <u>opiates, opium or narcotic drugs or any stimulant</u> in K.S.A. 65-4107(d)(1), (d)(3), or (f)(1) K.S.A. 21-5705(a)(1) ONLY	
☐ Any of the following crimes when one of the parties is <u>less than 18 years of age</u> :	
☐ Adultery - K.S.A. 21-5511	☐ Buying Sexual Relations – K.S.A. 21-6421
☐ Lewd and Lascivious Behavior – K.S.A. 21-5513	
☐ Any attempt, conspiracy or criminal solicitation of an offense defined in this section	

Offender must register for 25 YEARS after the date of parole, discharge or release, whichever date is most recent, or, if offender is not confined, 25 YEARS from the date of conviction due to conviction of any of the following crimes:

☐ Indecent Solicitation of a Child – K.S.A. 21-5508	☐ Electronic Solicitation – K.S.A. 21-5509
☐ Agg. Incest – K.S.A. 21-5604(b)(1)	☐ Indecent Liberties With a Child – K.S.A. 21-5506(a)
☐ Unlawful Sexual Relations – K.S.A. 21-5512	☐ Agg. Sexual Battery – K.S.A. 21-5505(b)
☐ Sexual Exploitation of a Child – K.S.A. 21-5510, <u>if the victim is at least 14 years of age but less than 18 years of age</u>	
☐ Promoting Prostitution – K.S.A. 21-6420, <u>if the victim is at least 14 years of age but less than 18 years of age</u>	
☐ Criminal Sodomy - K.S.A. 21-5504(a) <u>when one of the parties involved is less than 18 years of age</u>	
☐ Any attempt, conspiracy or criminal solicitation of an offense defined in this section	

Offender is subject to LIFETIME registration due to any of the following:

- | |
|---|
| ☐ 2 nd or Subsequent conviction of an offense requiring registration |
| ☐ Conviction of any of the following crimes: |
| ☐ Rape – K.S.A. 21-5503 |
| ☐ Agg. Kidnapping – K.S.A. 21-5408(b) |
| ☐ Kidnapping – K.S.A. 21-5408(a) |
| ☐ Agg. Criminal Sodomy – K.S.A. 21-5504(b) |
| ☐ Criminal Sodomy – K.S.A. 21-5504(a)(3) or (a)(4) |
| ☐ Agg. Indecent Liberties With a Child – K.S.A. 21-5506(b) |
| ☐ Agg. Indecent Solicitation of a Child – K.S.A. 21-5508(b) |
| ☐ Agg. Human Trafficking – K.S.A. 21-5426(b) |
| ☐ Sexual Exploitation of a Child – K.S.A. 21-5510, <u>if the victim is less than 14 years of age</u> |
| ☐ Commercial Sexual Exploitation of a Child – K.S.A. 21-6422 |
| ☐ Promoting Prostitution – K.S.A. 21-6420, <u>if the victim is less than 14 years of age</u> |
| ☐ Any attempt, conspiracy or criminal solicitation of an offense defined in this section |

☐ Duration determined by diversionary agreement, probation order or juvenile sentencing order: ____ years ____ months (K.S.A. 22-4906(i))

APPENDIX C

JOURNAL ENTRY OF PROBATION VIOLATION (PVJE)

INSTRUCTIONS AND FORMS

Please use the most recent version of the PVJE, regardless of the date the original crime of conviction was committed.

This form is frequently updated. To ensure you have the most recent version, please consult the Kansas Sentencing Commission website.

**The PVJE can be found on the Kansas Sentencing Commission website:
<http://www.sentencing.ks.gov/forms>.**

INSTRUCTIONS FOR THE KANSAS SENTENCING GUIDELINES ACT JOURNAL ENTRY OF PROBATION VIOLATION HEARING

The KSGA Journal Entry of Probation Violation Hearing (PVJE) must be on a form approved by the Kansas Sentencing Commission. K.S.A. 2018 Supp. 22-3426a(c). This form must be used by all felony probation violation proceedings involving crimes committed on or after July 1, 1993. In addition, the court must forward a copy of the Journal Entry of Probation Violation Hearing to the Kansas Sentencing Commission within 30 days of final disposition. K.S.A. 22-3439(b). A copy of the original Journal Entry of Judgment, the Presentence Investigation Report (PSI), and the Criminal History Worksheet should also be attached.

Please use the most recent version of the PVJE, regardless of the date the crime was committed.

COURT SEAL

The court's electronic seal may be placed anywhere on the top of the page.

SECTION I. CASE IDENTIFYING INFORMATION

1. TRANSACTION NUMBER

The Transaction Number is the number located at the top of the Kansas Adult Disposition Report for (KDR). (KBI form CCH-4)

2. STATE v.

Enter the offender's full name as it appears in the case caption and check the appropriate box indicating Male or Female.

3. COURT O.R.I. NUMBER

Enter the Court O.R.I. (i.e., the Originating Agency Identification) number. This nine-digit number, in the form XX XXX XX X X, is assigned by the National Crime Information Center (NCIC) of the Federal Bureau of Investigation, and serves to identify all agencies having access to the national communications system. Questions concerning an assigned O.R.I number should be addressed to the Central Repository located at the Kansas Bureau of Investigation, (785) 296-2454.

4. K.B.I. NUMBER

The K.B.I. Number is the state identification number (SID) assigned to an individual by the Kansas Bureau of Investigation Central Repository upon the individual's first entry into the state criminal history record system. The basis for this number is the number contained on the individual's initial arrest fingerprint card. All subsequent records concerning such individual will be assigned this same number (i.e., it is the identification number listed on an Abstract of Record received from the KBI Central Repository).

5. COUNTY

Enter the name of the county in which the motion to revoke was filed.

6. COURT CASE NUMBER

Enter the official district court case number in the present case in this box and on top of each additional page.

7. JUDGE AT VIOLATION HEARING

Enter the name of the district court judge who presided over the revocation proceeding in the present case.

8. DATE OF VIOLATION HEARING

Enter the date that the hearing on the motion to revoke probation was held in the present case.

9. DEFENSE COUNSEL AT VIOLATION PROCEEDING

Check the applicable box. Please print the name of Counsel retained or assigned by the Court if applicable.

10. AGENCY REQUESTING HEARING

Check the applicable box.

11. REASON FOR VIOLATION HEARING

Check the applicable box.

SECTION II. ORIGINAL CONVICTION AND SENTENCE INFORMATION

1. ORIGINAL SENTENCING DATE

Enter the date of the sentencing for the crime giving rise to probation.

2. ORIGINAL JOURNAL ENTRY

The original Journal Entry must be attached to the Probation Violation Journal Entry.

Check this box indicating that the required Journal Entry is attached.

3. NAME OF ORIGINAL SENTENCING JUDGE

4. NAME OF PRIMARY OFFENSE OF CONVICTION

Enter the descriptive name of the Primary offense (i.e., Attempted Burglary/Dwelling, Possession of Cocaine, etc.). The PRIMARY offense is the most serious on-grid offense of conviction. In this same box, enter the Count Number of the Primary offense, and the date the primary offense was committed.

5. IF THE CRIME IS A DRUG OFFENSE

Check the box for the statute in which the drug is listed and write the name of the drug. If the drug crime is drug distribution or possession with intent to distribute, write the

quantity of the drug and, if the crime was committed within 1,000 feet of school property, check the appropriate box.

6. K.S.A., TITLE, SECTION, SUBSECTION(S)

Enter the offense of conviction by proper K.S.A. number and also include all applicable subsections (i.e., a severity level 4, aggravated battery would be K.S.A. 2018 Supp. 21-5413.) If applicable, check the appropriate box indicating an attempt, a conspiracy, or a solicitation.

7. GRADE OF OFFENSE

Check the appropriate boxes indicating whether the offense is a felony or misdemeanor and insert the appropriate severity level of the felony or class rank of the misdemeanor. Check the appropriate box indicating whether the offense is a person or nonperson offense.

8. OFFENSE CATEGORY

Check the appropriate box indicating whether the offense is on the nondrug or drug grid or if it is a nongrid offense.

9. CRIMINAL HISTORY CLASSIFICATION

Enter the offender's Criminal History Classification for the Primary offense as found by the sentencing court at the time of the original sentencing.

10. IMPRISONMENT TERM PRONOUNCED FOR THIS OFFENSE

Enter the imprisonment term (in months) that was pronounced for the primary offense at sentencing.

11. POSTRELEASE SUPERVISION TERM

If prison term is given, postrelease or parole period must be given. Check the appropriate box indicating the term of postrelease supervision or parole imposed for the offense. K.S.A. 2018 Supp. 22-3717(d)(1)(A), (B), (C).

If no postrelease is given, indicate by checking the "No Postrelease" box, however this will not be an available option for crimes committed on and after July 1, 2013.

For more information on Postrelease Supervision, please see Chapter X.

12. PROBATION TERM

Check the box indicating the length of probation that was originally imposed on the offender. If "Other" is checked, enter the number of months of probation in the space provided.

The sentencing court shall order SB 123 offenders to serve a period of probation pursuant to K.S.A. 2018 Supp. 21-6608.

13. ORIGINAL TOTAL PRISON TERM

Enter the total period of imprisonment originally pronounced by the sentencing court for all of the offenses of conviction within the case, including the primary offense. If the sentencing court has imposed consecutive sentences, enter the total controlling term of imprisonment pronounced.

CASE NO.

Please indicate the case number.

SECTION III. VIOLATION SANCTION HISTORY

Please note the change in the terminology of the word “revoke.” Under the framework imposed by 2013 House Bill 2170 and subsequent amendments, a court may no longer revoke and subsequently reinstate probation. Rather, the court may now impose sanctions, lengthen the period of probation or modify the conditions of probation without revocation. “Revocation” now means that the offender is being sent to prison to serve the underlying sentence and will no longer be eligible for reinstatement. For all instances in which the court wants to impose a quick dip or 120/180-day prison sanction, extend the length of probation or modify the conditions of probation, the court should not revoke probation.

For more information on the graduated sanctions, please see Chapter VIII and the Sentencing Commission website: <http://www.sentencing.ks.gov/hb-2170> and <http://www.sentencing.ks.gov/hb-2170/s-sub-for-hb-2448>.

List all of the offender’s prior probation violation sanctions.

Section III of the PVJE is to be used to **only** record past violation sanctions, **not** the disposition of the current probation violation(s).

In the left column, check whether the offender has received any previous “Quick Dip” county jail sanctions. Quick dips should be 2 or 3 days in length. Write the length of each sanction in the provided space and check whether the court or the offender’s supervising officer imposed each county jail sanction. See K.S.A. 2018 Supp. 22-3716(c).

In the right column, check whether the offender has previously received a 120 or 180-day prison sanction, or both.

In the Comments box, please explain the nature of the previous sanctions. If the offender has previously had any 60-day (or less) county jail sanctions imposed pursuant to K.S.A. 2018 Supp. 21-6604(a)(3) or K.S.A. 2018 Supp. 22-3716(c)(11), please note these in the comments box.

SECTION IV. DISPOSITION OF THIS VIOLATION HEARING

Please use the comment boxes as provided to fully explain the nature of the disposition of this hearing.

1. DISPOSITION

Check the appropriate box for the outcome of the revocation hearing. If no probation violation was determined, check “No Violation Determined.”

- **VIOLATIONS DETERMINED, PROBATION NOT REVOKED BUT:**

If the court modified the conditions of the offender’s probation, mark the applicable box or combination of boxes.

Note: “Assigned to Conservation Camp per K.S.A. 21-6604(g)” and “KDOC Drug Treatment Program (minimum 120 days),” while authorized by statute, are no longer funded and are therefore, no longer available options.

- **VIOLATION DETERMINED, PROBATION REVOKED AND DEFENDANT ORDERED TO SERVE:**

If the defendant’s probation is revoked, check whether the court imposed the original underlying prison sentence or a modified sentence. If the court imposed a modified sentence, write the length of the sentence in the space provided.

If applicable, check the appropriate box if the court bypassed the graduated sanctions and revoked because:

- The offender committed a new crime or absconded from supervision (K.S.A. 2018 Supp. 22-3716(c)(8); OR
- The court found on the record that the safety of the public will be jeopardized or the offender’s welfare will not be served by the graduated sanction. (K.S.A. 2018 Supp. 22-3716(c)(9).
- The offender was on probation due to a dispositional departure (K.S.A. 22-3716(c)(9).

2. BIDS FEES ORDERED

K.S.A. 2018 Supp. 22-4529 requires the court to order a \$100 application fee if an offender enlists the services of a BIDS attorney. This is applicable for each probation revocation. However, this amount may be reduced or waived for “manifest hardship”. K.S.A. 2018 Supp. 22-4513 provides for BIDS attorney fees to be ordered by the court.

3. IF PROBATION WAS REVOKED, MODIFIED OR EXTENDED FOR ANY REASON, PLEASE PROVIDE A BRIEF DESCRIPTION OF THE VIOLATION(S)

If the offender’s probation is revoked, modified, or extended, then briefly describe the nature of the violation or violations.

4. IF PROBATION WAS MODIFIED OR EXTENDED FOR ANY REASON, PLEASE PROVIDE A BRIEF DESCRIPTION OF ANY NEW CONDITIONS IMPOSED

If the offender's probation is revoked, modified, or extended, describe any new conditions imposed by the sentencing court (i.e., House Arrest, Jail Time, or Electronic Monitoring, etc.)

Conservation Camps and the KDOC Treatment Program are not available at this time.

5. INCARCERATION CREDIT

This box should only be completed if the offender is being revoked to prison.

Enter the number of days of incarceration credit awarded at the original sentencing. Then enter the incarceration credit details for the case from sentencing to present. Enter the location code to indicate the type of location where the offender may have earned incarceration credit while on probation in the current case (to include any KDOC violation sanctions pursuant to K.S.A. 22-3716) and then enter the date range and number of days for which the credit may potentially be awarded. Do this for each separate period of time for which the offender may potentially be awarded credit. For each date range check whether jail credit was "A," actually awarded by the court, or "N," not awarded by the court. From the date ranges and days entered, total the number of days of credit actually awarded while on probation for the current crime and enter that number in the second space provided at the top of the box. Add the number of days of credit awarded at the original sentencing to the total number of days of credit awarded while on probation in the current case to arrive at the total number of days of credit actually awarded.

Enter the revocation date and subtract the "Total Number of Days of Credit Actually Awarded" as determined by the sentencing court, to determine the sentence begins date.

Check the appropriate box if the court orders incarceration at the hearing.

6. PRIOR CASE(S) TO WHICH THE CURRENT SENTENCE IS TO RUN CONCURRENT OR CONSECUTIVE

Enter the Case No., whether a misdemeanor or felony, and County of conviction, for each prior case to which the sentencing court has ordered the sentence in the current case to run either concurrent or consecutive, and then also enter whether the prior case is concurrent or consecutive to the sentence in the current case.

SECTION V. SIGNATURES

1. JUDGE'S SIGNATURE

Provide signature and printed name of the Sentencing Judge, as well as the date the Journal Entry of Probation Violation was signed by the judge.

2. PROSECUTING ATTORNEY

Enter the name of the prosecuting attorney, signed and printed; the date the journal entry was signed by the prosecuting attorney; the Supreme Court number of the prosecuting attorney and the prosecuting attorney's address and phone number.

3. DEFENSE ATTORNEY

Enter the name of the defense attorney, signed and printed; the date the journal entry was signed by the defense attorney; the Supreme Court number of the defense attorney and the defense attorney's address and phone number.

ADDITIONAL OFFENSES PAGE

Make as many copies of this page as needed in order to include all of the offender's additional offenses. The instructions for completion of additional offense pages for additional convictions are identical to that of the Journal Entry of Probation Violation with the exception that the supplemental pages require indication of whether the sentence for each additional crime is to be served concurrent or consecutive to the other counts. The instructions for that particular question are as follows:

7. CONCURRENT/CONSECUTIVE

Check the appropriate box indicating, when the sentence was originally imposed, if the sentencing court ordered the offense to run either concurrent or consecutive to any other offense, and enter the other count to which the current offense was ordered to run concurrent or consecutive.

For Court Use Only (Seal)

2018 KANSAS SENTENCING GUIDELINES JOURNAL ENTRY OF PROBATION VIOLATION HEARING

SECTION I. CASE IDENTIFYING INFORMATION		1. Transaction No.	
2. STATE v. ☐ Male ☐ Female		3. Court O.R.I. Number	4. K.B.I. Number
5. County	6. Court Case Number	7. Judge at Violation Hearing	8. Date of Violation Hearing
9. Defense Counsel at Violation Proceeding: ☐ Appointed ☐ Retained ☐ Self ☐ Waived Orally ☐ Waived in Writing			
10. Agency Requesting Hearing: ☐ Court Services ☐ Community Corrections			
11. Reason for Violation Hearing: ☐ Condition Violation ☐ Not Amenable to Treatment ☐ Committed New Crime ☐ K.S.A. 21-6824 ("SB 123") Intentional Noncompliance ☐ Absconder			
SECTION II. ORIGINAL CONVICTION AND SENTENCE INFORMATION			
1. Original Sentencing Date:		3. Name of Original Sentencing Judge:	
2. Original Journal Entry: ☐ Attached			
4. Name of PRIMARY Offense of Conviction: Count No.: _____ Original Date of Offense: _____			
5. If Drug Offense (Indicate statute for controlled substance): ☐ 65-4105 ☐ 65-4107 ☐ 65-4109 ☐ 65-4111 ☐ 65-4113 Name of Drug: _____ Amount of Drug (IF Distribution Offense): _____ ☐ w/in 1,000 ft of school			
6. K.S.A., Title, Section, Subsection(s): ☐ Attempt (K.S.A. 21-5301) ☐ Conspiracy (K.S.A. 21-5302) ☐ Solicitation (K.S.A. 21-5303)			
7. Grade of Offense: (Check one in each row.) ☐ Felony, Severity Level _____ ☐ Misdemeanor, Class _____ ☐ Person ☐ Nonperson			
8. Offense Category: ☐ Nondrug ☐ Drug ☐ Nongrid			
9. Criminal History Classification: ☐ A ☐ B ☐ C ☐ D ☐ E ☐ F ☐ G ☐ H ☐ I			
10. Imprisonment Term Pronounced for Primary Offense: _____ months			
11. Postrelease Supervision: ☐ 12 months ☐ 24 months ☐ 36 months ☐ 60 months ☐ Lifetime Postrelease ☐ Parole ☐ No Postrelease (only applies to crimes committed prior to July 1, 2013 - see K.S.A. 2012 Supp. 22-3716(e)) ☐ Lifetime Parole			
12. Probation Term: ☐ 12 months ☐ 18 months ☐ 24 months ☐ 36 months ☐ 60 months ☐ Drug Treatment for up to 18 months. K.S.A. 21-6824. ☐ Other: Term: _____ months ☐ Extended Period under K.S.A. 21-6608(c)(5) for: _____ months			
13. Original Total Prison Term: KDOC _____ months			

PLEASE USE AN ADDITIONAL OFFENSES PAGE FOR ADDITIONAL OFFENSES OF CONVICTION

SECTION III. VIOLATION SANCTION HISTORY - ONLY MARK IF PREVIOUSLY IMPOSED
☐ Prior "Quick Dip" county jail sanctions imposed (K.S.A. 22-3716(c)(1)(B)):

1st _____ days imposed by ☐ Supervising officer ☐ Court
 2nd _____ days imposed by ☐ Supervising officer ☐ Court
 3rd _____ days imposed by ☐ Supervising officer ☐ Court
 4th _____ days imposed by ☐ Supervising officer ☐ Court
 5th _____ days imposed by ☐ Supervising officer ☐ Court
 6th _____ days imposed by ☐ Supervising officer ☐ Court
 7th _____ days imposed by ☐ Supervising officer ☐ Court
 8th _____ days imposed by ☐ Supervising officer ☐ Court
 9th _____ days imposed by ☐ Supervising officer ☐ Court

☐ 120 days in KDOC (K.S.A. 22-3716(c)(1)(C))
☐ 180 days in KDOC (K.S.A. 22-3716(c)(1)(D))
 Comments (including other jail sanction history):

SECTION IV. DISPOSITION OF THIS VIOLATION HEARING

1. **Disposition:** ☐ No Violation Determined ☐ The court finds sufficient evidence and grounds to show and orders:

☐ **Violations Determined, Probation Not Revoked But:**

- ☐ Probation Conditions Modified? ☐ Yes ☐ No (If Yes, describe conditions in box #4)
☐ Ordered to Community Corrections Supervision
☐ Probation Extended for _____ months
☐ Drug Treatment for up to 18 months. K.S.A. 21-6824, ("SB123")
☐ Violation Sanctions Ordered: Quick Dip: ☐ 2 day ☐ 3 day KDOC Prison Sanction: ☐ 120 days ☐ 180 days
☐ County Jail _____ days (up to 60) (may not be imposed at same time as other sanctions - K.S.A. 22-3716(c)(11))

☐ **Violation Determined, Probation Revoked and Defendant Ordered to Serve:**

- ☐ Original Sentence ☐ Modified Sentence _____ months
☐ Court revoked because defendant absconded or committed new crime. (K.S.A. 22-3716(c)(8)) – state reasons in box #3.
☐ Court revoked because of public safety or offender welfare finding. (K.S.A. 22-3716(c)(9)) – state reasons in comment box.
☐ No Postrelease Period (only applies to crimes committed prior to July 1, 2013 - see K.S.A. 2012 Supp. 22-3716(e))
 ** KDOC Drug Treatment Program (minimum 120 days) (This option is included in statute, but is unavailable)

Comments:

2. **BIDS FEES ORDERED:**

Application Fee Assessed \$_____ (Per K.S.A. 22-4529, \$100 unless reduced or waived for "manifest hardship")
 Attorney Fee Assessed \$_____ (Per K.S.A. 22-4513)

3. **If Probation was Revoked, Modified or Extended for any Reason, Please Provide a Brief Description of the Violation(s):**

4. **If Probation was Modified or Extended for any Reason, Please Provide a Brief Description of any New Conditions Imposed:**

SECTION IV. DISPOSITION OF THIS VIOLATION HEARING (cont.)

5. **Incarceration Credit:** Jail Credit Awarded at Original Sentencing _____
 + Credit Awarded While on Probation for Current Crime (to include any KDOC violation sanction time) _____
Revocation Date: _____ **Total Number of Days of Credit Awarded** _____ = **SENTENCE BEGINS DATE:** _____
mm/dd/yyyy mm/dd/yyyy

☐ Court remands Defendant to custody of Sheriff to begin serving sentence.

☐ Defendant to report to County Jail on the _____ day of _____, 20__ at _____ o'clock ☐ a.m. ☐ p.m. to start serving sentence.

Enter dates (**mm/dd/yy ONLY**) and days of credit potentially available for this case and check "A" if the days are awarded, or "N" if the days are not awarded by the court. (attach additional pages if necessary)

Location -	From:	To: =	Days	☐ A	☐ N
Location -	From:	To: =	Days	☐ A	☐ N
Location -	From:	To: =	Days	☐ A	☐ N
Location -	From:	To: =	Days	☐ A	☐ N
Location -	From:	To: =	Days	☐ A	☐ N
Location -	From:	To: =	Days	☐ A	☐ N
Location -	From:	To: =	Days	☐ A	☐ N

*Enter appropriate letters to indicate the type of location where credit may have been earned:

J=Jail TL=Treatment (Locked) TU=Treatment (Unlocked) RL=Residential (Locked) RU=Residential (Unlocked) HA=House Arrest

6. **Prior Case(s) to Which the Current Sentence is to Run Concurrent or Consecutive:**

Case No.	☐	Misd	☐	Felony	County	Concurrent ☐	or Consecutive ☐
Case No.	☐	Misd	☐	Felony	County	Concurrent ☐	or Consecutive ☐
Case No.	☐	Misd	☐	Felony	County	Concurrent ☐	or Consecutive ☐
Case No.	☐	Misd	☐	Felony	County	Concurrent ☐	or Consecutive ☐

Others:

SECTION V. SIGNATURES

1. **Judge's Signature:** _____ **Date:** _____
 Signed: _____
 Printed: _____

2. **Prosecuting Attorney:** _____ **Date:** _____
 Signed: _____
 Printed: _____
 Supreme Court Number: _____
 Address: _____

 Phone No: _____

3. **Defense Attorney:** _____ **Date:** _____
 Signed: _____
 Printed: _____
 Supreme Court Number: _____
 Address: _____

 Phone No: _____

THIS FORM MUST BE ACCOMPANIED BY A COPY OF THE ORIGINAL JOURNAL ENTRY OF JUDGMENT

KSGA JOURNAL ENTRY OF PROBATION VIOLATION HEARING ADDITIONAL OFFENSES PAGE

1. Name of Additional Offense of Conviction:

Count No. _____

2. K.S.A., Title, Section, Subsection(s):

☐ Attempt (K.S.A. 21-5301) ☐ Conspiracy (K.S.A. 21-5302) ☐ Solicitation (K.S.A. 21-5303)

3. Grade of Offense: (Check one in each row.)

☐ Felony, Severity Level _____☐ Misdemeanor, Class _____☐ Person☐ Nonperson

4. Offense Category:

☐ Nondrug☐ Drug☐ Nongrid

5. Imprisonment Term Pronounced for This Offense: _____ months

6. Postrelease Supervision:

☐ 12 months☐ 24 months☐ 36 months☐ 60 months☐ Lifetime Postrelease☐ Parole☐ No Postrelease (only applies to crimes committed prior to July 1, 2013 - see K.S.A. 2012 Supp. 22-3716(e))

7. Consecutive/Concurrent:

☐ Concurrent

To Count(s): _____

☐ Consecutive

To Count(s): _____

1. Name of Additional Offense of Conviction:

Count No. _____

2. K.S.A., Title, Section, Subsection(s):

☐ Attempt (K.S.A. 21-5301) ☐ Conspiracy (K.S.A. 21-5302) ☐ Solicitation (K.S.A. 21-5303)

3. Grade of Offense: (Check one in each row.)

☐ Felony, Severity Level _____☐ Misdemeanor, Class _____☐ Person☐ Nonperson

4. Offense Category:

☐ Nondrug☐ Drug☐ Nongrid

5. Imprisonment Term Pronounced for This Offense: _____ months

6. Postrelease Supervision:

☐ 12 months☐ 24 months☐ 36 months☐ 60 months☐ Lifetime Postrelease☐ Parole☐ No Postrelease (only applies to crimes committed prior to July 1, 2013 - see K.S.A. 2012 Supp. 22-3716(e)) ☐ Lifetime Parole

7. Consecutive/Concurrent:

☐ Concurrent

To Count(s): _____

☐ Consecutive

To Count(s): _____

1. Name of Additional Offense of Conviction:

Count No. _____

2. K.S.A., Title, Section, Subsection(s):

☐ Attempt (K.S.A. 21-5301) ☐ Conspiracy (K.S.A. 21-5302) ☐ Solicitation (K.S.A. 21-5303)

3. Grade of Offense: (Check one in each row.)

☐ Felony, Severity Level _____☐ Misdemeanor, Class _____☐ Person☐ Nonperson

4. Offense Category:

☐ Nondrug☐ Drug☐ Nongrid

5. Imprisonment Term Pronounced for This Offense: _____ months

6. Postrelease Supervision:

☐ 12 months☐ 24 months☐ 36 months☐ 60 months☐ Lifetime Postrelease☐ Parole☐ No Postrelease (only applies to crimes committed prior to July 1, 2013 - see K.S.A. 2012 Supp. 22-3716(e)) ☐ Lifetime Parole

7. Consecutive/Concurrent:

☐ Concurrent

To Count(s): _____

☐ Consecutive

To Count(s): _____

Additional Comments:

APPENDIX D

FELONY AND MISDEMEANOR CRIMES

The felony and misdemeanor appendices have been combined and organized according to statute number.

The complete versions of both the felony and misdemeanor statute files have also been sorted alphabetically and by severity level. These are posted at the Kansas Sentencing Commission website:

<http://www.sentencing.ks.gov/document-center/publications>

Kansas Criminal Code
FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
NEW STATUTES OR SUBSECTIONS PASSED BY 2018 LEGISLATURE ARE BOLDED								
1-316(a)	(f)		Accountants; Individual practicing certified public accountancy without a valid permit	U	U	C	~	Nonperson
1-316(b)	(f)		Accountants; Firm practicing certified public accountancy as a certified public accounting firm or C.P.A. firm without registering	U	U	C	~	Nonperson
1-316(c)	(f)		Accountants; Use or assume title, abbreviation, designation, words, letters, sign, card or device likely to be confused with "certified public accountant." without valid Kansas certificate	U	U	C	~	Nonperson
1-316(d)(1)	(f)		Accountants; Use professional or firm name or designation that is misleading as to the legal form of the firm	U	U	C	~	Nonperson
1-316(d)(2)	(f)		Accountants; Use professional or firm name or designation that is misleading as to the persons who are partners, officers, members, managers or shareholders of the firm	U	U	C	~	Nonperson
1-316(d)(3)	(f)		Accountants; Use professional or firm name or designation that is misleading as to any other matter	U	U	C	~	Nonperson
1-316(e)	(f)		Accountants; Issue a report or financial statements that references the American institute of certified public accountants without holding a permit to practice	U	U	C	~	Nonperson
2-1011(1)(A)	(4)		Commercial Feed Stuffs; Unlawful sale/distribution; not licensed	A	B	C	~	Nonperson
2-1011(1)(B)	(4)		Commercial Feed Stuffs; Unlawful sale/distribution; not labeled as required by law	A	B	C	~	Nonperson
2-1011(1)(C)	(4)		Commercial Feed Stuffs; Unlawful sale/distribution; bearing false/misleading statement on the label or the advertising	A	B	C	~	Nonperson
2-1011(1)(D)	(4)		Commercial Feed Stuffs; Unlawful sale/distribution; adulterated or containing substance or substances which may render it injurious to public health or the health of livestock, poultry and pets	A	B	C	~	Nonperson
2-1011(2)(A)	(4)		Commercial Feed Stuffs; Mutilate, destroy, obliterate or remove the label or any part thereof, or any act which may result in misbranding or false labeling	A	B	C	~	Nonperson
2-1011(2)(B)	(4)		Commercial Feed Stuffs; Fail or neglect to file the tonnage report and pay the inspection fee due thereon as required	A	B	C	~	Nonperson
2-1011(2)(C)	(4)		Commercial Feed Stuffs; File a false report of the tonnage of feeding stuffs sold for any period	A	B	C	~	Nonperson
2-1011(2)(D)	(4)		Commercial Feed Stuffs; Impede, obstruct, hinder or otherwise prevent or attempt to prevent agents charged with the enforcement of the provisions of article 10 of chapter 2 of K.S.A.	A	B	C	~	Nonperson
2-1110	2-1111		Farm Produce; Failure to maintain purchase memorandum manifesting the name and address of the seller, the number and kinds or colors of poultry purchased as required	U	U	C	~	Nonperson
2-1112	same		Farm Produce; Fraudulent examination of records; penalty for violation	U	U	C	~	Nonperson
2-1113	2-1115		Farm Produce; Dressed poultry; increasing weight prohibited	U	U	C	~	Nonperson
2-1114	2-1115		Farm Produce; Unlawful sale of dressed poultry	U	U	C	~	Nonperson
2-1117	2-1115		Farm Produce; Unlawful use of end intake air probes; penalty	U	U	C	~	Nonperson

Kansas Criminal Code
FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
2-1201b(a)(1)	2-1208(3)		Fertilizers; Unlicensed sale or distribution of any custom blended fertilizer	U	U	C	~	Nonperson
2-1201b(a)(2)	2-1208(3)		Fertilizers; Unauthorized failure to comply with the requirements of K.S.A. 2-1201a	U	U	C	~	Nonperson
2-1208(1)(a)	(3)		Commercial Fertilizers; Sale/distribution of; fertilizer not registered	U	U	C	~	Nonperson
2-1208(1)(b)	(3)		Commercial Fertilizers; Sale/distribution of; fertilizer not labeled as required	U	U	C	~	Nonperson
2-1208(1)(c)	(3)		Commercial Fertilizers; Sale/distribution of; fertilizer bears a false or misleading statement on the application for registration, the label or the advertising	U	U	C	~	Nonperson
2-1208(2)(a)	(3)		Fertilizers; Mutilate, destroy, obliterate or remove the label or any part thereof; or do any act which may result in the misbranding or false labeling of any commercial fertilizer	U	U	C	~	Nonperson
2-1208(2)(b)	(3)		Fertilizers; Fail or neglect to file the tonnage reports or affidavit or pay the inspection fee	U	U	C	~	Nonperson
2-1208(2)(c)	(3)		Fertilizers; Impede, obstruct, hinder or otherwise prevent or attempt to prevent the secretary/authorized agent in performance of their duty in connection with administration of provisions of this act	U	U	C	~	Nonperson
2-1218(a)	2-1219		Fertilizers; Unlawful operation of any anhydrous ammonia facility, any transportation equipment, or unlawful sale/offer to sell any anhydrous ammonia	U	U	C	~	Nonperson
2-1218(b)	2-1219		Fertilizers; Use of any product container, piping, valve, hose, appurtenances or other equipment for handling anhydrous ammonia which is defective or which is otherwise unsafe	U	U	C	~	Nonperson
2-1218(c)	2-1219		Fertilizers; Failure to provide, or have available for use, safety material and effective safety equipment, as required by regulation	U	U	C	~	Nonperson
2-1218(d)	2-1219		Fertilizers; Impede, obstruct or hinder, or to otherwise prevent or to attempt to prevent, authorized personnel/employee in performance of duties in connection with administration of this act	U	U	C	~	Nonperson
2-1230(a)	2-1231		Fertilizers; Handling/Storage/Disposal; unlawful operation of facilities or equipment	B	C	C	~	Nonperson
2-1230(b)	2-1231		Fertilizers; Handling/Storage/Disposal; use of defective/unsafe product container, piping, valve, hose, appurtenances or other equipment for handling/storage of commercial fertilizer and fertilizer materials	B	C	C	~	Nonperson
2-1230(c)	2-1231		Fertilizers; Handling/Storage/Disposal; failure to provide, or have available for use, safety material and effective safety equipment, as required by regulation	B	C	C	~	Nonperson
2-1230(d)	2-1231		Fertilizers; Handling/Storage/Disposal; penalty for violation of any rule and regulation adopted under K.S.A. 2-1227	B	C	C	~	Nonperson
2-1230(e)	2-1231		Fertilizers; Handling/Storage/Disposal; impede, obstruct or hinder, prevent or to attempt to prevent, authorized personnel/employee in performance of duties in connection with administration of this act	B	C	C	~	Nonperson
2-1230(f)	2-1231		Fertilizers; Handling/Storage/Disposal; failure to comply with a stop sale order or stop use order issued pursuant to K.S.A. 2-1232	B	C	C	~	Nonperson
2-1325	2-1323		Weeds; Unlawful disposal of screening or offal material containing noxious weed seeds	C	C	C	~	Nonperson
2-1326	2-1323		Weeds; Unlawful disposal of nursery stock, plants, packing materials, animal fertilizer and soil or sod for landscaping or fertilizer uses containing or infested with noxious weed plant material or seeds	C	C	C	~	Nonperson

Kansas Criminal Code
FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
2-1327(1)	2-1323		Weeds; Bringing certain machinery into the state without freeing equipment from weed seed and litter	C	C	C	~	Nonperson
2-1327(2)	2-1323		Weeds; Moving certain machines from a field/farm infested with any noxious weed without freeing equipment of all weed seed and litter	C	C	C	~	Nonperson
2-1328	2-1323		Weeds; Unlawful sale of unprocessed, infested livestock feed material	C	C	C	~	Nonperson
2-1329	2-1323		Weeds; Unlawful feeding of unprocessed livestock feed material	C	C	C	~	Nonperson
2-140	same		Trespassing; On fairgrounds	U	U	C	~	Nonperson
2-1416	2-1422		Agricultural Seeds; Sale/Distribution of; sale/exchange of untested or unlabeled agricultural seeds	U	U	C	~	Nonperson
2-1421(a)(1)	2-1422		Agricultural Seeds; Sale/Distribution of; sale, offer for sale or advertise ag. seeds without testing to determine percentage of germination completed within a 9 month period immediately prior	U	U	C	~	Nonperson
2-1421(a)(2)	2-1422		Agricultural Seeds; Sale/Distribution of; Sale, offer for sale or advertise ag. seeds not properly labeled	U	U	C	~	Nonperson
2-1421(a)(3)	2-1422		Agricultural Seeds; Sale/Distribution of; Sale, offer for sale or advertise ag. seeds having a false, misleading or incomplete label	U	U	C	~	Nonperson
2-1421(a)(4)	2-1422		Agricultural Seeds; Sale/Distribution of; Sale, offer for sale or advertise ag. seeds containing noxious weed seeds	U	U	C	~	Nonperson
2-1421(a)(5)	2-1422		Agricultural Seeds; Sale/Distribution of; sale, offer for sale or advertise ag. seeds containing restricted weed seeds in excess of the quantity prescribed by subsection (k) of K.S.A. 2-1415	U	U	C	~	Nonperson
2-1421(a)(6)	2-1422		Agricultural Seeds; Sale/Distribution of; sale, offer for sale or advertise ag. seeds containing more than 1% of weed seeds by weight, unless an exception herein applies	U	U	C	~	Nonperson
2-1421(a)(7)	2-1422		Agricultural Seeds; Sale/Distribution of; sale, offer for sale or advertise ag. seeds labeled, advertised or represented to be certified or registered unless so certified or registered	U	U	C	~	Nonperson
2-1421(a)(8)	2-1422		Agricultural Seeds; Sale/Distribution of; sale, offer for sale or advertise ag. seeds by variety name not certified by an official seed certifying agency, if such certification is required	U	U	C	~	Nonperson
2-1421(a)(9)	2-1422		Agricultural Seeds; Sale/Distribution of; sale, offer for sale or advertise ag. seeds without having registered with the secretary as required by K.S.A. 2-1421a	U	U	C	~	Nonperson
2-1421(b)(1)	2-1422		Agricultural Seeds; Sale/Distribution of; alter or deface any label so that the information is false or misleading or to mutilate any label	U	U	C	~	Nonperson
2-1421(b)(2)	2-1422		Agricultural Seeds; Sale/Distribution of; disseminate any false or misleading advertisements concerning agricultural seed	U	U	C	~	Nonperson
2-1421(b)(3)	2-1422		Agricultural Seeds; Sale/Distribution of; issue any statement, invoice or declaration as to the variety of any agricultural seed which is false or misleading	U	U	C	~	Nonperson
2-1421(b)(4)	2-1422		Agricultural Seeds; Sale/Distribution of; hinder or obstruct the secretary or an authorized representative of the secretary in the performance of official duties	U	U	C	~	Nonperson

Kansas Criminal Code
FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
2-1421(b)(5)	2-1422		Agricultural Seeds; Sale/Distribution of; fail to comply with a stop sale order, or to move or otherwise handle or dispose of any quantity of seed held under a stop sale order, or a stop sale tag attached	U	U	C	~	Nonperson
2-1421(b)(6)	2-1422		Agricultural Seeds; Sale/Distribution of; use the word "trace" as a substitute for any statement which is required	U	U	C	~	Nonperson
2-1421(b)(7)	2-1422		Agricultural Seeds; Sale/Distribution of; use the word "type" in any labeling in connection with the name of any agricultural seed variety	U	U	C	~	Nonperson
2-1438	same		Agricultural Seeds; Sale/Distribution of; certification of Seeds/Plant Parts; issue, make, use or circulate any certification, or evidence of certification, without authority and approval	U	U	C	~	Nonperson
2-201	same		State Fair; Holding/conducting a state fair in Kansas or any exhibition or display of any livestock or agricultural products under a designation, publicity or advertisement as a state fair	U	U	C	~	Nonperson
2-2123	2-2125(a)		Plant Pests; Unlawful to sell, deliver, transport or ship live plants or other regulated articles not in compliance with act	U	U	C	~	Nonperson
2-2124(a)(1)	2-2125(a)		Plant Pests; Sell, barter, offer for sale, or move, transport, deliver, ship or offer for shipment into or within this state any plant pests in any living stage without approval for such shipment from the secretary	U	U	C	~	Nonperson
2-2124(a)(2)	2-2125(a)		Plant Pests; Hinder or prevent the secretary from carrying out duties under this act	U	U	C	~	Nonperson
2-2124(a)(3)	2-2125(a)		Plant Pests; Fail to carry out the treatment or destruction of any plant pest or regulated article	U	U	C	~	Nonperson
2-2124(a)(4)	2-2125(a)		Plant Pests; Sell, transport, deliver, distribute, offer or expose for sale noncompliant live plants	U	U	C	~	Nonperson
2-2124(a)(5)	2-2125(a)		Plant Pests; Engage in business as a live plant dealer and use an invalid, suspended or revoked certificate of inspection, permit or live plant dealer license	U	U	C	~	Nonperson
2-2124(a)(6)	2-2125(a)		Plant Pests; Failure to comply with provisions of this act, or other rules and regulations	U	U	C	~	Nonperson
2-2124(a)(7)	2-2125(a)		Plant Pests; Knowingly move any regulated article into or within KS from a quarantined area if not treated or handled as per the requirements of said quarantine at the point of origin of such article	U	U	C	~	Nonperson
2-2203(a)(1)	2-2208(a)		Agricultural Chemical Act of 1947; Distribution/sale; unregistered agricultural chemical	U	U	C	~	Nonperson
2-2203(a)(2)	2-2208(b)		Agricultural Chemical Act of 1947; Distribution/sale; agricultural chemical, with claims or directions differing in substance from representations made in its registration	U	U	C	~	Nonperson
2-2203(a)(3)	2-2208(b)		Agricultural Chemical Act of 1947; Distribution/sale of any agricultural chemical with different composition from what is represented in connection with its registration, unless authorized by the secretary	U	U	C	~	Nonperson
2-2203(a)(4)	2-2208(b)		Agricultural Chemical Act of 1947; Distribution/sale of any agricultural chemical, not in the registrant's or manufacturer's unbroken immediate container and properly labeled	U	U	C	~	Nonperson
2-2203(a)(5)	2-2208(b)		Agricultural Chemical Act of 1947; Distribution/sale of any improperly labeled agricultural chemical which contains any substance or substances in quantities highly toxic to man	U	U	C	~	Nonperson

Kansas Criminal Code
FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
2-2203(a)(6)	2-2208(b)		Agricultural Chemical Act of 1947; Distribution/sale of certain chemicals without distinctly coloring such as required	U	U	C	~	Nonperson
2-2203(a)(7)	2-2208(b)		Agricultural Chemical Act of 1947; Distribution/sale of any agricultural chemical which is adulterated or misbranded	U	U	C	~	Nonperson
2-2203(b)(1)	2-2208(b)		Agricultural Chemical Act of 1947; Detach, alter, deface, or destroy, any label or labeling required; add substance to, or take substance from, an agricultural chemical which may defeat the purposes of this act	U	U	C	~	Nonperson
2-2203(b)(2)	2-2208(b)		Agricultural Chemical Act of 1947; Use for his or her own advantage or to reveal, other than to authorized persons, any information relative to formulas of products acquired by authority of K.S.A. 2-2204	U	U	C	~	Nonperson
2-2302(a)	2-2305		Labeling of Ag. Products; Misleading labeling	U	U	C	~	Nonperson
2-2302(b)	2-2305		Labeling of Ag. Products; Misleading representations	U	U	C	~	Nonperson
2-2302(c)	2-2305		Labeling of Ag. Products; Move into KS for sale, have possession for sale, or sale of, any agricultural product labeled or represented in a misleading manner	U	U	C	~	Nonperson
2-2303	2-2305		Labeling of Ag. Products; Grade any agricultural product, and identify it or its container, with a false established standard	U	U	C	~	Nonperson
2-2440(a)(1)	2-2461(a)		Pesticide Law; Unlicensed advertising, offering for sale, selling or performing any service for the control of a pest on another's property or applying a pesticide to another's property	A	B	C	~	Nonperson
2-2440(a)(1)	2-2461(b)		Pesticide Law; Certified Private Applicator; unlicensed Advertising, offering for sale, selling or performing any service for the control of a pest on another's property or applying a pesticide to another's property	U	U	C	~	Nonperson
2-2440(a)(2)	2-2461(a)		Pesticide Law; Unlicensed performance of any service for the control of a pest or application of any pesticide on or at the premises of another person under any commission, division of receipts or subcontracting arrangement with a licensed pesticide business	A	B	C	~	Nonperson
2-2440(a)(2)	2-2461(b)		Pesticide Law; Certified Private Applicator; Unlicensed performance of any service for the control of a pest or application of any pesticide on or at the premises of another person under any commission, division of receipts or subcontracting arrangement with a licensed pesticide business	U	U	C	~	Nonperson
2-2440(e)	2-2461(a)		Pesticide Law; Application of pesticides within this state by any governmental agency which has not been issued a government agency registration	A	B	C	~	Nonperson
2-2440(e)	2-2461(b)		Pesticide Law; Certified Private Applicator; application of pesticides within this state by any governmental agency which has not been issued a government agency registration	U	U	C	~	Nonperson
2-2440b(a)	2-2461(a)		Pesticide Law; Pesticide business licensee applying pesticides without being certified as a commercial applicator or a registered pest control technician, or in presence of one so certified or registered	A	B	C	~	Nonperson

Kansas Criminal Code
FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
2-2440b(a)	2-2461(b)		Pesticide Law; Certified Private Applicator; pesticide business licensee applying pesticides without being certified as a commercial applicator or a registered pest control technician, or in presence of one so certified or registered	U	U	C	~	Nonperson
2-2448(a)(1)	2-2461(a)		Pesticide Law; Surety bond; unlawful use of "bond" or "bonded" in advertising	A	B	C	~	Nonperson
2-2448(a)(1)	2-2461(b)		Pesticide Law; Surety bond; Certified Private Applicator; unlawful use of "bond" or "bonded" in advertising	U	U	C	~	Nonperson
2-2453(a)	2-2461(a)		Pesticide Law; Use of pesticides in a manner inconsistent with the label or labeling	A	B	C	~	Nonperson
2-2453(a)	2-2461(b)		Pesticide Law; Certified Private Applicator; use of pesticides in a manner inconsistent with the label or labeling	U	U	C	~	Nonperson
2-2453(b)	2-2461(a)		Pesticide Law; Discard/store any pesticide or pesticide container in an unsafe manner	A	B	C	~	Nonperson
2-2453(b)	2-2461(b)		Pesticide Law; Certified Private Applicator; discard/store any pesticide or pesticide container in an unsafe manner	U	U	C	~	Nonperson
2-2453(c)	2-2461(a)		Pesticide Law; Penalty for failure to comply with provisions of this act, rules or regulations	A	B	C	~	Nonperson
2-2453(c)	2-2461(b)		Pesticide Law; Certified Private Applicator; penalty for failure to comply with provisions of this act, rules or regulations	U	U	C	~	Nonperson
2-2454(a)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; false or fraudulent claims through any media, misrepresenting the effect of material or methods to be utilized	A	B	C	~	Nonperson
2-2454(a)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; false or fraudulent claims through any media, misrepresenting the effect of material or methods to be utilized	U	U	C	~	Nonperson
2-2454(b)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; make a pesticide recommendation or use not in accordance with directions for use on the label	A	B	C	~	Nonperson
2-2454(b)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; make a pesticide recommendation or use not in accordance with the directions for use on the label	U	U	C	~	Nonperson
2-2454(c)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; knowingly use ineffective or improper methods or materials	A	B	C	~	Nonperson
2-2454(c)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; knowingly use ineffective or improper methods or materials	U	U	C	~	Nonperson
2-2454(d)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; knowingly operate faulty, unsafe or, if registration is required, unregistered equipment, or operate any equipment in a negligent manner	A	B	C	~	Nonperson
2-2454(d)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; knowingly operate faulty, unsafe or, if registration is required, unregistered equipment, or operate any equipment in a negligent manner	U	U	C	~	Nonperson

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FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
2-2454(e)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; refuse or neglect to keep and maintain records as required; refuse or neglect to make records available as required	A	B	C	~	Nonperson
2-2454(e)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; refuse or neglect to keep and maintain records as required; refuse or neglect to make records available as required	U	U	C	~	Nonperson
2-2454(f)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; make false or fraudulent records, invoices or reports	A	B	C	~	Nonperson
2-2454(f)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; make false or fraudulent records, invoices or reports	U	U	C	~	Nonperson
2-2454(g)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; use fraud or misrepresentation in making an application for or renewal of a license, registration, permit or certificate	A	B	C	~	Nonperson
2-2454(g)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; use fraud or misrepresentation in making an application for or renewal of a license, registration, permit or certificate	U	U	C	~	Nonperson
2-2454(h)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; refuse or neglect to comply with any limitations or restrictions on or in a duly issued license, registration, permit or certificate	A	B	C	~	Nonperson
2-2454(h)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; refuse or neglect to comply with limitations/ restrictions on or in a duly issued license, registration, permit or certificate	U	U	C	~	Nonperson
2-2454(i)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; aid, abet or conspire with any person to evade any of the provisions of this act; allow a license, registration, permit or certificate to be used by an unlicensed or uncertified person	A	B	C	~	Nonperson
2-2454(i)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; aid, abet or conspire with any person to evade any of the provisions of this act; allow a license, registration, permit or certificate to be used by an unlicensed or uncertified person	U	U	C	~	Nonperson
2-2454(j)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; impersonate any state, county or city inspector or official, as acting in their official capacity	A	B	C	~	Nonperson
2-2454(j)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; impersonate any state, county or city inspector or official, as acting in their official capacity	U	U	C	~	Nonperson
2-2454(k)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; make any misrepresentation or defraud any member of the public	A	B	C	~	Nonperson
2-2454(k)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; make any misrepresentation or defraud any member of the public	U	U	C	~	Nonperson
2-2454(l)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; permitting unlawful use of a pesticide business license or contract forms by an unlicensed person	A	B	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
2-2454(l)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; permitting unlawful use of a pesticide business license or contract forms by an unlicensed person	U	U	C	~	Nonperson
2-2454(m)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; use any method or material without regard to public health, safety or welfare	A	B	C	~	Nonperson
2-2454(m)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; use any method or material without regard to public health, safety or welfare	U	U	C	~	Nonperson
2-2454(n)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; engage in or advertise to provide pest control services without proper licenses, certification or registration	A	B	C	~	Nonperson
2-2454(n)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; engage in or advertise to provide pest control services without proper licenses, certification or registration	U	U	C	~	Nonperson
2-2454(o)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; use, store, dispose of any pesticide material, pesticide rinsate or container without regard to public health or environmental damage	A	B	C	~	Nonperson
2-2454(o)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; use, store, dispose of any pesticide material, pesticide rinsate or container without regard to public health or environmental damage	U	U	C	~	Nonperson
2-2454(p)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; failure to maintain/provide a copy of pesticide product labels/material safety data sheets when requested	A	B	C	~	Nonperson
2-2454(p)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; failure to maintain/provide a copy of pesticide product labels/material safety data sheets when requested	U	U	C	~	Nonperson
2-2454(q)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; use any pesticide in a manner inconsistent with limitations imposed by the secretary pursuant to K.S.A. 2-2471	A	B	C	~	Nonperson
2-2454(q)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; use any pesticide in a manner inconsistent with limitations imposed by the secretary pursuant to K.S.A. 2-2471	U	U	C	~	Nonperson
2-2454(r)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; distribute, sell, make available for use, or use any restricted use pesticide other than by certified applicator or under supervision of certified applicator	A	B	C	~	Nonperson
2-2454(r)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; distribute, sell, make available for use, or use any restricted use pesticide other than by certified applicator or under supervision of certified applicator	U	U	C	~	Nonperson
2-2454(s)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; distribute, sell or offer for sale any pesticide unless it is in the pesticide registrant's or the pesticide manufacturer's unbroken immediate container and there is affixed to such container the registrant's label which is complete and legible and which can be read through any package wrappers	A	B	C	~	Nonperson

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					A	C	S	
2-2454(s)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; distribute, sell or offer for sale any pesticide unless it is in the pesticide registrant's or the pesticide manufacturer's unbroken immediate container and there is affixed to such container the registrant's label which is complete and legible and which can be read through any package wrappers	U	U	C	~	Nonperson
2-2454(t)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; distribute, sell or offer for sale any pesticide product with altered, defaced or detached labeling	A	B	C	~	Nonperson
2-2454(t)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; distribute, sell or offer for sale any pesticide product with altered, defaced or detached labeling	U	U	C	~	Nonperson
2-2454(u)	2-2461(a)		Pesticide Law; Certified/Registered/Licensed Persons; distribute, sell or offer for sale any pesticide product with pesticide or pesticide residue on the container or packaging	A	B	C	~	Nonperson
2-2454(u)	2-2461(b)		Pesticide Law; Certified/Registered/Licensed Persons; Certified Private Applicator; distribute, sell or offer for sale any pesticide product with pesticide or pesticide residue on the container or packaging	U	U	C	~	Nonperson
2-2503(a)	2-2506(a)		Egg Law; Sale of eggs below the quality of "Grade B" to food purveyors or consumers	U	U	C	~	Nonperson
2-2503(b)	2-2506(a)		Egg Law; Sale of eggs to food purveyors/ consumers if not labeled to indicate size/quality	U	U	C	~	Nonperson
2-2503(c)	2-2506(a)		Egg Law; Sell eggs to food purveyors/ consumers without indicating on the container, the name of either dealer, retailer, food purveyor or agent by or for whom the eggs were graded or labeled	U	U	C	~	Nonperson
2-2503(d)	2-2506(a)		Egg Law; Falsely or deceptively label, advertise or invoice eggs	U	U	C	~	Nonperson
2-2503(e)	2-2506(a)		Egg Law; Advertise eggs in a manner indicating price without also indicating the designation of size and quality	U	U	C	~	Nonperson
2-2503(f)	2-2506(a)		Egg Law; Hold eggs for human consumption at an ambient temperature higher than 45 degrees Fahrenheit after being received at the point of first purchase or assembly	U	U	C	~	Nonperson
2-2503(g)	2-2506(a)		Egg Law; Sell to food purveyors/consumers eggs in a container not bearing an inspection fee stamp showing that the inspection fee has been paid thereon, unless exempt	U	U	C	~	Nonperson
2-2503(h)	2-2506(a)		Egg Law; Use an inspection fee stamp more than once; use of a counterfeit inspection fee stamp	U	U	C	~	Nonperson
2-2503(i)	2-2506(a)		Egg Law; Grade eggs for size and quality for subs. resale to food purveyors, retailers or consumers without registering such purveyor's, retailer's or consumer's place of business	U	U	C	~	Nonperson
2-2503(j)	2-2506(a)		Egg Law; Fail or neglect to file the quarterly inspection fee report and pay the inspection fee due; file a false quarterly inspection fee report of the quantity of eggs sold during any period	U	U	C	~	Nonperson
2-2503(k)	2-2506(a)		Egg Law; Refuse entry to any authorized inspector or employee of the department for the purpose of making inspections under the provisions of this act	U	U	C	~	Nonperson
2-2503(l)	2-2506(a)		Egg Law; Engage in the business of purchasing eggs without conspicuously posting in such place of business the prices which are being paid for each of the various grades of eggs	U	U	C	~	Nonperson
2-2503(m)	2-2506(a)		Egg Law; Offer eggs for sale that have not been candled and graded	U	U	C	~	Nonperson

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					A	C	S	
2-2503(n)	2-2506(a)		Egg Law; Fail to mark all containers with official United States or Kansas grade AA, A or B identification with label to indicate that refrigeration is required	U	U	C	~	Nonperson
2-2808(a)	2-2813(a)		Soil Amendment Act; Distribute a soil amendment that is not registered with the secretary	C	C	C	~	Nonperson
2-2808(b)	2-2813(a)		Soil Amendment Act; Distribute a soil amendment that is not labeled	C	C	C	~	Nonperson
2-2808(c)	2-2813(a)		Soil Amendment Act; Distribute a soil amendment that is misbranded	C	C	C	~	Nonperson
2-2808(d)	2-2813(a)		Soil Amendment Act; Distribute a soil amendment that is adulterated	C	C	C	~	Nonperson
2-2808(e)	2-2813(a)		Soil Amendment Act; Fail to comply with a stop sale, use or removal order	C	C	C	~	Nonperson
2-2904(a)	2-2909		Agricultural Liming Materials Act; Sale of noncompliant agricultural liming material	U	U	C	~	Nonperson
2-2904(b)	2-2909		Agricultural Liming Materials Act; Sale of agricultural liming material containing toxic materials in quantities injurious to plants or animals	U	U	C	~	Nonperson
2-3010	same		Grain Commodity Commissions; Penalty for violation of act	U	U	C	~	Nonperson
2-3308(a)(1)	same		Chemigation Safety Law; Engage in chemigation without a permit	U	U	C	~	Nonperson
2-3308(a)(2)	same		Chemigation Safety Law; Engage in chemigation on a suspended or revoked permit	U	U	C	~	Nonperson
2-3308(a)(3)	same		Chemigation Safety Law; Tamper with, or damage equipment specified in this act	U	U	C	~	Nonperson
2-3308(a)(4)	same		Chemigation Safety Law; Failure of permit holder to immediately notify the secretary of any actual or suspected accident resulting from the use of chemigation	U	U	C	~	Nonperson
2-3313(a)	2-3308(b)(2)		Chemigation Safety Law; Person registered or holding permit; make a pesticide use or application not in accordance with the label directions	U	U	C	~	Nonperson
2-3313(b)	2-3308(b)(2)		Chemigation Safety Law; Person registered or holding permit; knowingly use ineffective or improper equipment or materials	U	U	C	~	Nonperson
2-3313(c)	2-3308(b)(2)		Chemigation Safety Law; Person registered or holding permit; refuse or neglect to keep and maintain records as required; refuse or neglect to make records available as required by this act	U	U	C	~	Nonperson
2-3313(d)	2-3308(b)(2)		Chemigation Safety Law; Person registered or holding permit; make false or fraudulent records or reports	U	U	C	~	Nonperson
2-3313(e)	2-3308(b)(2)		Chemigation Safety Law; Person registered or holding permit; use fraud or misrepresentation in making an application for or renewal of a registration or permit	U	U	C	~	Nonperson
2-3313(f)	2-3308(b)(2)		Chemigation Safety Law; Person registered or holding permit; refuse or neglect to comply with any limitations or restrictions on or in a duly issued registration or permit	U	U	C	~	Nonperson
2-3313(g)	2-3308(b)(2)		Chemigation Safety Law; Person registered or holding permit; aid, abet or conspire with any person to evade any of the provisions of this act; allow use of a registration or permit by a person not named on the registration or permit	U	U	C	~	Nonperson
2-3313(h)	2-3308(b)(2)		Chemigation Safety Law; Person registered or holding permit; impersonate any state, county or city inspector or official, as acting in their official capacity	U	U	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
2-3313(i)	2-3308(b)(2)		Chemigation Safety Law; Person registered or holding permit; use any chemigation method or pesticide, fertilizer or other chemical material without regard to public health, safety or welfare	U	U	C	~	Nonperson
2-3313(j)	2-3308(b)(2)		Chemigation Safety Law; Person registered or holding permit; use the chemigation process without proper registration or permit issued under the provisions of this act	U	U	C	~	Nonperson
2-717	same		Barberry Eradication; Penalty for violation of act, K.S.A. 2-712 to 2-716	U	U	C	~	Nonperson
2-916	same		Poultry Disease Control Act; Penalty for violation of act, K.S.A. 2-908 to 2-915	U	U	C	~	Nonperson
3-1001	3-1003		Aircraft & Airfields; Operation Under Influence of Drugs	U	U	U	~	Nonperson
3-1002	3-1003		Aircraft & Airfields; Operation Under Influence of Alcohol	U	U	U	~	Nonperson
3-1004	same		Aircraft & Airfields; Operation Under Influence of Alcohol of Drugs; unreasonable refusal to consent to a chemical test of blood, breath or urine	C	C	C	~	Nonperson
3-202	3-205		Aircraft & Airfields; Navigate any aircraft or use any aircraft for instruction in the art of navigation, without a pilot's certificate	U	U	C	~	Nonperson
3-203	3-205		Aircraft & Airfields; Violation of air commerce regulations	U	U	C	~	Nonperson
3-204	3-205		Aircraft & Airfields; Pilot to present license on demand	U	U	C	~	Nonperson
8-1,117	same		Automobiles/Vehicles; Willful filing or knowingly presenting a fraudulent proration fleet registration application to gain refund or credit	U	U	C	~	Nonperson
8-1,125(f)	(g)		Automobiles/Vehicles; Effective Jan. 1, 2012; Failure to return disabled placards to department of revenue or disabled license plates to the county treasurer as required	U	U	C	~	Nonperson
8-1,129(a)(1)	(b)		Automobiles/Vehicles; Stop, stand or park a vehicle, in handicap accessible parking without displaying required special license plate, permanent placard or disabled veteran license plate and an individual identification card, or a valid temporary placard	U	U	C	~	Nonperson
8-1,129(a)(2)	(b)		Automobiles/Vehicles; Stop, stand or park a vehicle so that it blocks an access entrance	U	U	C	~	Nonperson
8-1,129(a)(3)	(b)		Automobiles/Vehicles; Stop, stand or park a vehicle so that it blocks a disabled parking stall	U	U	C	~	Nonperson
8-1,129(a)(4)	(b)		Automobiles/Vehicles; Stop, stand or park a vehicle so that it blocks an access aisle	U	U	C	~	Nonperson
8-1,129(a)(5)	(b)		Automobiles/Vehicles; Stop, stand or park a vehicle in an access aisle between or beside a designated accessible parking space	U	U	C	~	Nonperson
8-1,130(a)	same		Automobiles/Vehicles; False representation that one is qualified for disabled plate, placard or identification card	C	C	C	~	Nonperson
8-1,130(b)	same		Automobiles/Vehicles; False certification that one is qualified for disabled plate, placard, or identification card	C	C	C	~	Nonperson
8-1,130a(a)	same		Automobiles/Vehicles; Possession of accessible parking identification device which is expired or been revoked or suspended by the secretary of revenue; 1st violation	U	U	C	~	Nonperson

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					A	C	S	
8-1,130a(b)	same		Automobiles/Vehicles; Unauthorized utilization of any handicapped accessible parking I.D. device, issued to another, to park in any handicapped parking space; 1st violation	U	U	C	~	Nonperson
8-1,143(b)	same		Automobiles/Vehicles; Operation of any vehicle without registration or a hunter's permit	U	U	C	~	Nonperson
8-1002(b)	same		DUI Provisions; Test Refusal or Failure; signing a certification submitted to the division knowing it contains a false statement	B	C	C	~	Nonperson
8-1017(a)(1)	(b)		DUI Provisions; Tampering with an ignition interlock device	A	B	C	~	Nonperson
8-1017(a)(2)	(b)		DUI Provisions; Requesting another to blow into ignition interlock device	A	B	C	~	Nonperson
8-1017(a)(3)	(b)		DUI Provisions; Blow into ignition interlock device to allow person required to operate vehicle with device to pass	A	B	C	~	Nonperson
8-1017(a)(4)	(b)		DUI Provisions; Operate vehicle with no ignition interlock device during restrictive period	A	B	C	~	Nonperson
8-1022(a)	(b)		DUI Provisions; Permitting operation of vehicle by one whose license is suspended pursuant to 8-1014 (refusal / failure of DUI test)	U	U	C	~	Nonperson
8-113	same		Automobiles/Vehicles; Various Vehicle Identification numbers; unlawful acts	10	10	10	10	Nonperson
8-113a	same		Automobiles/Vehicles; Reporting requirement; failure to report unclaimed vehicle as required	U	U	C	~	Nonperson
8-116(a)	(a)		Automobiles/Vehicles; VINs; sale of vehicle with VIN destroyed, removed, etc	10	10	10	10	Nonperson
8-116(b)	same		Automobiles/Vehicles; VINs; custody of vehicle with VIN destroyed, removed, etc	C	C	C	~	Nonperson
8-116(c)	(c)		Automobiles/Vehicles; VINs; destroy, alter, remove, etc. VIN	10	10	10	10	Nonperson
8-1327(a)(1)	(b)		Identification Cards; Display or possess fictitious or fraudulent ID card	B	C	C	~	Nonperson
8-1327(a)(2)	(b)		Identification Cards; Lend any ID card to another or knowingly permit use by another	A	B	C	~	Nonperson
8-1327(a)(3)	(b)		Identification Cards; Display ID card which belongs to another	A	B	C	~	Nonperson
8-1327(a)(4)	(b)		Identification Cards; Permit unlawful use of ID card	A	B	C	~	Nonperson
8-1327(a)(5)	(b)		Automobiles/Vehicles; Use of False or Fictitious Name on ID Application	9	10	10	10	Nonperson
8-1327(a)(6)	(b)		Identification Cards; Display reproduction of an ID card	A	B	C	~	Nonperson
8-1327(a)(7)	(b)		Identification Cards; Reproduce ID card to be mistaken for valid	A	B	C	~	Nonperson
8-1327(a)(8)	(b)		Identification Cards; Fail or refuse to surrender any ID card which is canceled	A	B	C	~	Nonperson
8-1327(a)(9)	(b)		Identification Cards; Display canceled ID card	B	C	C	~	Nonperson
8-1327(c)(1)	(d)(1)		Identification Cards; Lend ID card to person < 21 for purchase of alcohol; 1st conviction	B	C	C	~	Nonperson
8-1327(c)(1)	(d)(2)		Identification Cards; Lend ID card to person < 21 for purchase of alcohol; 2nd conviction	A	B	C	~	Nonperson
8-1327(c)(2)	(d)(1)		Identification Cards; Lend ID card to one < 21 for consumption or purchase of CMB; 1st conviction	B	C	C	~	Nonperson
8-1327(c)(2)	(d)(2)		Identification Cards; Lend ID card to one < 21 for consumption or purchase of CMB; 2nd conviction	A	B	C	~	Nonperson
8-1327(c)(3)	(d)(1)		Identification Cards; Lend ID/DL or other ID to aid another in obtaining ID; 1st conviction	B	C	C	~	Nonperson
8-1327(c)(3)	(d)(2)		Identification Cards; Lend ID/DL or other ID to aid another in obtaining ID; 2nd conviction	A	B	C	~	Nonperson

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					A	C	S	
8-1327(c)(4)	(d)(1)		Identification Cards; Display or possess fictitious/ fraudulent ID by one < 21 for purchase of liquor/CMB; 1st conviction	B	C	C	~	Nonperson
8-1327(c)(4)	(d)(2)		Identification Cards; Display or possess fictitious/ fraudulent ID by one < 21 for purchase of liquor/CMB; 2nd conviction	A	B	C	~	Nonperson
8-135(a)	8-149		Automobiles/Vehicles; Unlawful possession of license plate	U	U	C	~	Nonperson
8-135(b)	8-149		Automobiles/Vehicles; Unlawful operation of unregistered vehicle after transfer/sale	U	U	C	~	Nonperson
8-135(c)(6)	8-149		Automobiles/Vehicles; Operation of vehicle required to be registered, or transferring title to any such vehicle, without a certificate of title issued as required	U	U	C	~	Nonperson
8-135(c)(7)	8-149		Automobiles/Vehicles; Buying/selling a vehicle required to be registered, without passing of the certificate of title either at delivery or another agreed time not to exceed 60 days	U	U	C	~	Nonperson
8-135(c)(7)	8-149		Automobiles/Vehicles; Failure to apply for a nonrepairable vehicle certificate	C	C	C	~	Nonperson
8-142(Eighth)	8-149		Automobiles/Vehicles; Operation of a truck or truck tractor registered for a g/w > 12,000 lbs. outside approved locations	U	U	C	~	Nonperson
8-142(Eleventh)	8-149		Automobiles/Vehicles; Operation of any truck or truck tractor without the current quarter of license fees being paid	U	U	C	~	Nonperson
8-142(Fifteenth)	8-149		Automobiles/Vehicles; Failure to keep required records and comply with rules when registering a truck or truck tractor on the basis of operating not more than 6,000 miles	U	U	C	~	Nonperson
8-142(Fifth)	8-149		Automobiles/Vehicles; Use a false/ fictitious name or address when applying for a certificate of title, registration of a vehicle or for renewal or duplicate; knowingly making false statement to conceal a material fact or otherwise commit a fraud in an application	U	U	C	~	Nonperson
8-142(First)	8-149		Automobiles/Vehicles; Operation of a vehicle not properly registered or without certificate of title or without registration decal affixed as required	U	U	C	~	Nonperson
8-142(First)	same		Automobiles/Vehicles; Unlawfully claiming motor vehicle is exempt from registration as a self-propelled crane	U	U	C	~	Nonperson
8-142(Fourteenth)	8-149		Automobiles/Vehicles; Operate more than 6,000 miles in any calendar year any truck or truck tractor registered and licensed to operate no more than 6,000 miles in such calendar year	U	U	C	~	Nonperson
8-142(Fourth)	8-149		Automobiles/Vehicles; Fail or refuse to surrender any suspended, canceled or revoked registration receipt, certificate of title, registration license plate or registration decal upon demand	U	U	C	~	Nonperson
8-142(Ninth)	8-149		Automobiles/Vehicles; Operation on the highways of this state a farm truck or farm trailer for purpose of transportation of other than authorized cargo	U	U	C	~	Nonperson
8-142(Second)	same		Automobiles/Vehicles; Display/possession of fictitious, canceled, revoked, suspended or altered registration receipt, certificate of title, registration license plate, registration decal, accessible parking placard or accessible parking identification card	U	U	C	~	Nonperson

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					A	C	S	
8-142(Seventh)	8-149		Automobiles/Vehicles; Operation of a vehicle whose weight with cargo is in excess of the gross weight for which the vehicle is registered	U	U	C	~	Nonperson
8-142(Sixteenth)	8-149		Automobiles/Vehicles; Operation of a vehicle or combination of vehicles on the national system of interstate and defense highways with a gross weight greater than permitted by the laws of the United States Congress	U	U	C	~	Nonperson
8-142(Sixth)	8-149		Automobiles/Vehicles; Registering a vehicle in county other than the one in which the owner resides or has a bona fide place of business	U	U	C	~	Nonperson
8-142(Tenth)	8-149		Automobiles/Vehicles; Failure to comply with requirements pertaining to gross weight and operation of farm truck or truck tractor used with a trailer or semitrailer; signage required for farm truck or farm truck tractor used to transport a gross weight of more than 54,000 pounds	U	U	C	~	Nonperson
8-142(Third)	8-149		Automobiles/Vehicles; Lend or permit use of a registration receipt, certificate of title, registration license plate or registration decal by one not so entitled	U	U	C	~	Nonperson
8-142(Thirteenth)	8-149		Automobiles/Vehicles; Operation of a farm trailer carrying more than 6,000 pounds without being registered and the registration fees paid	U	U	C	~	Nonperson
8-142(Twelfth)	8-149		Automobiles/Vehicles; Operation of a truck or truck tractor without carrying proper registration receipt or without having marked said vehicle as required	U	U	C	~	Nonperson
8-143(d)	same		Automobiles/Vehicles; Failure to pay registration fee or fees when due	U	U	C	~	Nonperson
8-1503	same		Uniform Act Regulating Traffic; Willful failure or refusal to comply with lawful order/direction of any police officer or fireman with authority to direct, control or regulate traffic; 1st violation	U	U	C	~	Nonperson
8-1513	same		Uniform Act Regulating Traffic; Interference with official traffic control devices/railroad signs; 1st violation	U	U	C	~	Nonperson
8-1525(b)	same		Uniform Act Regulating Traffic; Disobeying restrictions stated on official traffic-control devices on a controlled-access highway or facility; 1st violation	U	U	C	~	Nonperson
8-1543	same		Uniform Act Regulating Traffic; Pedestrians under the influence of Drugs or Alcohol; 1st violation	U	U	C	~	Nonperson
8-1565(a)	(d)		Uniform Act Regulating Traffic; Racing on highways	U	U	C	~	Nonperson
8-1566(a)	(b)		Uniform Act Regulating Traffic; Reckless driving	U	U	C	~	Nonperson
8-1567(a)(1)	(b)(1)(A)		DUI; Alcohol concentration is .08 or more; 1st conviction	B	C	C	~	Nonperson
8-1567(a)(1)	(b)(1)(B)		DUI; Alcohol concentration is .08 or more; 2nd conviction	A	B	C	~	Nonperson
8-1567(a)(1)	(b)(1)(C)		DUI; Alcohol concentration is .08 or more; 3rd conviction, if no prior convictions within preceding 10 years	A	B	C	~	Nonperson
8-1567(a)(1)	(b)(1)(D)		DUI; Alcohol concentration is .08 or more; 3rd conviction, if prior within the preceding 10 yrs	**Nongrid				Nonperson
8-1567(a)(1)	(b)(1)(E)		DUI; Alcohol concentration is .08 or more; 4th or subs. conviction	**Nongrid				Nonperson
8-1567(a)(2)	(b)(1)(A)		DUI; Alcohol concentration as measured within three hours of the time of operating or attempting to operate a vehicle, is .08 or more; 1st conviction	B	C	C	~	Nonperson

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					A	C	S	
8-1567(a)(2)	(b)(1)(B)		DUI; Alcohol concentration as measured within three hours of the time of operating or attempting to operate a vehicle, is .08 or more; 2nd conviction	A	B	C	~	Nonperson
8-1567(a)(2)	(b)(1)(C)		DUI; Alcohol concentration as measured within three hours of the time of operating or attempting to operate a vehicle, is .08 or more; 3rd conviction, if no prior convictions within preceding 10 years	A	B	C	~	Nonperson
8-1567(a)(2)	(b)(1)(D)		DUI; Alcohol concentration as measured within three hours of the time of operating or attempting to operate a vehicle, is .08 or more; 3rd conviction, if prior within the preceding 10 yrs	**Nongrid				Nonperson
8-1567(a)(2)	(b)(1)(E)		DUI; Alcohol concentration as measured within two hours of the time of operating or attempting to operate a vehicle, is .08 or more; 4th or subs. conviction	**Nongrid				Nonperson
8-1567(a)(3)	(b)(1)(A)		DUI; Driving under the influence of alcohol to a degree that renders the person incapable of safely driving a vehicle; 1st conviction	B	C	C	~	Nonperson
8-1567(a)(3)	(b)(1)(B)		DUI; Driving under the influence of alcohol to a degree that renders the person incapable of safely driving a vehicle; 2nd conviction	A	B	C	~	Nonperson
8-1567(a)(3)	(b)(1)(C)		DUI; Driving under the influence of alcohol to a degree that renders the person incapable of safely driving a vehicle; 3rd conviction, if no prior convictions within preceding 10 years	A	B	C	~	Nonperson
8-1567(a)(3)	(b)(1)(D)		DUI; Driving under the influence of alcohol to a degree that renders the person incapable of safely driving a vehicle; 3rd conviction, if prior within the preceding 10 yrs	**Nongrid				Nonperson
8-1567(a)(3)	(b)(1)(E)		DUI; Driving under the influence of alcohol to a degree that renders the person incapable of safely driving a vehicle; 4th or subs. conviction	**Nongrid				Nonperson
8-1567(a)(4)	(b)(1)(A)		DUI; Driving under the influence of any drug or combination of drugs to a degree that renders the person incapable of safely driving a vehicle; 1st conviction	B	C	C	~	Nonperson
8-1567(a)(4)	(b)(1)(B)		DUI; Driving under the influence of any drug or combination of drugs to a degree that renders the person incapable of safely driving a vehicle; 2nd conviction	A	B	C	~	Nonperson
8-1567(a)(4)	(b)(1)(C)		DUI; Driving under the influence of any drug or combination of drugs to a degree that renders the person incapable of safely driving a vehicle; 3rd conviction, if no prior convictions within preceding 10 years	A	B	C	~	Nonperson
8-1567(a)(4)	(b)(1)(D)		DUI; Driving under the influence of a drug or combination of drugs to a degree that renders the person incapable of safely driving a vehicle; 3rd conviction, if prior within the preceding 10 yrs	**Nongrid				Nonperson
8-1567(a)(4)	(b)(1)(E)		DUI; Driving under the influence of any drug or combination of drugs to a degree that renders the person incapable of safely driving a vehicle; 4th or subs. conviction	**Nongrid				Nonperson
8-1567(a)(5)	(b)(1)(A)		DUI; Driving under the influence of a combination of alcohol and any drug or drugs to a degree that renders the person incapable of safely driving a vehicle; 1st conviction	B	C	C	~	Nonperson
8-1567(a)(5)	(b)(1)(B)		DUI; Driving under the influence of a combination of alcohol and any drug or drugs to a degree that renders the person incapable of safely driving a vehicle; 2nd conviction	A	B	C	~	Nonperson

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					A	C	S	
8-1567(a)(5)	(b)(1)(C)		DUI; Driving under the influence of a combination of alcohol and any drug or drugs to a degree that renders the person incapable of safely driving a vehicle; 3rd conviction, if no prior convictions within preceding 10 years	A	B	C	~	Nonperson
8-1567(a)(5)	(b)(1)(D)		DUI; Driving under the influence of combination of alcohol & drug(s) to a degree that renders the person incapable of safely driving a vehicle; 3rd conviction, if prior within the preceding 10 yrs	**Nongrid				Nonperson
8-1567(a)(5)	(b)(1)(E)		DUI; Driving under the influence of a combination of alcohol and drug(s) to a degree that renders the person incapable of safely driving a vehicle; 4th or subs. conviction	**Nongrid				Nonperson
8-1568(a)	(c)(1)(A)		Fleeing or Attempting to Elude a Law Enforcement Officer - 1st conviction	B	C	C	~	Nonperson
8-1568(a)	(c)(1)(B)		Fleeing or Attempting to Elude a Law Enforcement Officer - 2nd conviction	A	B	C	~	Nonperson
8-1568(a)	(c)(1)(C)		Fleeing or Attempting to Elude a LEO; 3rd or subs. conviction	9	10	10	10	Person
8-1568(b)	(c)(2)		Fleeing or Attempting to Elude a LEO; Evade road block, drive reckless, involved in accident, commit 5 moving violations, attempt to elude from felony capture	9	10	10	10	Person
8-1599(b)	(c)		Uniform Act Regulating Traffic; Transporting Alcoholic beverage in an open container	U	U	C	~	Nonperson
8-1602(a)	(b)(1) and 8-2116		Failure to Remain; At scene of accident resulting in total property damages or less than \$1,000; 1st offense	C	C	C	~	Nonperson
8-1602(a)	(b)(1) and 8-2116		Failure to Remain; At scene of accident resulting in total property damages or less than \$1,000; 2nd offense within 1 yr of the 1st offense	B	C	C	~	Nonperson
8-1602(a)	(b)(1) and 8-2116		Failure to Remain; At scene of accident resulting in total property damages or less than \$1,000; 3rd or subs. offense within 1 yr of the 1st	A	B	C	~	Nonperson
8-1602(a)	(b)(2)		Failure to Remain; At scene of accident resulting in injury to any person or total property damages in excess of \$1,000 or more	A	B	C	~	Person
8-1602(a)	(b)(3)		Failure to Remain; At scene of accident resulting in great bodily harm to any person	8	10	10	10	Person
8-1602(a)	(b)(4)		Failure to Remain; At scene of accident resulting in death of any person	6	8	8	9	Person
8-1602(a)	(b)(5)		Failure to Remain; At scene of accident resulting in death of any person, if the person knew or reasonably should have known that such accident resulted in injury or death	5	7	7	8	Person
8-1605(a)	same and 8-2116		Failure to Report Accident; Resulting in damage to unattended vehicle or property; 1st offense	C	C	C	~	Nonperson
8-1605(a)	same and 8-2116		Failure to Report Accident; Resulting in damage to unattended vehicle or property; 2nd offense within 1 yr of the 1st offense	B	C	C	~	Nonperson
8-1605(a)	same and 8-2116		Failure to Report Accident; Resulting in damage to unattended vehicle or property; 3rd or subs. offense within 1 yr of the 1st offense	A	B	C	~	Nonperson
8-1608	same		False Information or Report; Knowingly give false information or report concerning accident	U	U	C	~	Nonperson
8-1609	8-2116(b)		Failure to Report Accident; Fail to file written report as required; 1st violation	C	C	C	~	Nonperson

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					A	C	S	
8-1609	8-2116(b)		Failure to Report Accident; Fail to file written report as required; 2nd violation within 1 yr of 1st offense	B	C	C	~	Nonperson
8-1609	8-2116(b)		Failure to Report Accident; Fail to file written report as required; 3rd violation within 1 yr of 1st offense	A	B	C	~	Nonperson
8-161(d)	same		Automobiles/Vehicles; Willful and false representation of qualifications to obtain disabled veterans registration and license plates or false use of such parking privilege	U	U	C	~	Nonperson
8-1742a	same		Uniform Act Regulating Traffic; Sell unsafe tires	U	U	C	~	Nonperson
8-1743(a)	(g)		Uniform Act Regulating Traffic; Sale of new passenger vehicle without safety glazing material	U	U	C	~	Nonperson
8-1743(b)	(g)		Uniform Act Regulating Traffic; Sell, or affix to a motor vehicle, any truck-camper manufactured or assembled after July 1, 1968, without safety glazing material	U	U	C	~	Nonperson
8-1743(d)	(g)		Uniform Act Regulating Traffic; Replace any glass or glazing materials in certain locations with any material other than safety glazing material	U	U	C	~	Nonperson
8-1746(b)	(e)		Uniform Act Regulating Traffic; Fail to comply with rules and regulations pertaining to transportation of hazardous materials	U	U	C	~	Nonperson
8-1746(c)	(e)		Uniform Act Regulating Traffic; Fail to place marks or placards on vehicle as required	U	U	C	~	Nonperson
8-1746(d)	(e)		Uniform Act Regulating Traffic; Failure to properly equip vehicle with fire extinguishers of a type, size and number approved by the secretary	U	U	C	~	Nonperson
8-1749a(a)	8-1749c		Uniform Act Regulating Traffic; 1-way glass and sun screening devices; windows	C	C	C	~	Nonperson
8-1749a(e)	8-1749c		Uniform Act Regulating Traffic; 1-way glass and sun screening devices; headlamps	C	C	C	~	Nonperson
8-1759(a)	(b)		Uniform Act Regulating Traffic; Failure to stop at a spot inspection by highway patrol	A	B	C	~	Nonperson
8-1759a(a)	(d)		Uniform Act Regulating Traffic; Failure of driver to stop and submit vehicle to an inspection and test upon request of highway patrol officer	A	B	C	~	Nonperson
8-1759a(b)	(d)		Uniform Act Regulating Traffic; Highway patrol officer required to give a written notice of any defect to the driver	A	B	C	~	Nonperson
8-1759a(c)	(d)		Uniform Act Regulating Traffic; Failure to comply with highway patrol officers order to cease driving hazardous, defective vehicle or to drive to nearest garage or other place of safety	A	B	C	~	Nonperson
8-177	same		Automobiles/Vehicles; Swearing falsely to any affidavit required	U	U	C	~	Nonperson
8-1910(a)	(c)		Uniform Act Regulating Traffic; Fail or refuse to weigh vehicle; 1st violation	U	U	C	~	Nonperson
8-198(d)(8)	same		Automobiles/Vehicles; Failure to get salvage title as required herein	C	C	C	~	Nonperson
8-198(f)(3)(C)	same		Automobiles/Vehicles; Failure to get rebuilt salvage title as required herein	C	C	C	~	Nonperson
8-198(h)	same		Automobiles/Vehicles; Knowingly make false statement concerning financial security in obtaining a permit to operate a salvage vehicle on the highways; failure to obtain permit as required by law	C	C	C	~	Nonperson
8-199(a)	(c)		Automobiles/Vehicles; Sell / transfer ownership of any nonhighway vehicle or salvage vehicle without giving purchaser an assigned nonhighway certificate of title or salvage title	C	C	C	~	Nonperson
8-199a	same		Automobiles/Vehicles; Remove notice required to be attached to rebuilt vehicles	A	B	C	~	Nonperson

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					A	C	S	
8-2,132(a)	(d)		Commercial Drivers' License Act; Driving a commercial vehicle without valid DL	B	C	C	~	Nonperson
8-2,132(b)	(d)		Commercial Drivers' License Act; Driving a commercial vehicle while DL suspended/revoked/cancelled or subject to disqualification	B	C	C	~	Nonperson
8-2,132(c)	(d)		Commercial Drivers' License Act; Driving a commercial vehicle in violation of out-of-service order	B	C	C	~	Nonperson
8-2,144(a)(1)	(b)(1)(A)		Commercial DUI; Alcohol concentration in the person's blood or breath is .04 or more; 1st conviction	B	C	C	~	Nonperson
8-2,144(a)(1)	(b)(1)(B)		Commercial DUI; Alcohol concentration in the person's blood or breath is .04 or more; 2nd conviction	A	B	C	~	Nonperson
8-2,144(a)(1)	(b)(1)(C)		Commercial DUI; Alcohol concentration in the person's blood or breath is .04 or more; 3rd or subs conviction	**Nongrid				Nonperson
8-2,144(a)(2)	(b)(1)(A)		Commercial DUI; Alcohol concentration in the person's blood or breath, as measured within three hours of the time of driving a commercial motor vehicle, is .04 or more; 1st conviction	B	C	C	~	Nonperson
8-2,144(a)(2)	(b)(1)(B)		Commercial DUI; Alcohol concentration in the person's blood or breath, as measured within three hours of the time of driving a commercial motor vehicle, is .04 or more; 2nd conviction	A	B	C	~	Nonperson
8-2,144(a)(2)	(b)(1)(C)		Commercial DUI; Alcohol concentration in the person's blood or breath, as measured within three hours of the time of driving a commercial motor vehicle, is .04 or more; 3rd or subs conviction	**Nongrid				Nonperson
8-2,144(a)(3)	(b)(1)(A)		Commercial DUI; Committing a violation of subsection (a) of K.S.A. 8-1567, or the ordinance of a city or resolution of a county which prohibits any of the acts prohibited thereunder or is otherwise comparable ; 1st conviction	B	C	C	~	Nonperson
8-2,144(a)(3)	(b)(1)(B)		Commercial DUI; Committing a violation of subsection (a) of K.S.A. 8-1567, or the ordinance of a city or resolution of a county which prohibits any of the acts prohibited thereunder or is otherwise comparable ; 2nd conviction	A	B	C	~	Nonperson
8-2,144(a)(3)	(b)(1)(C)		Commercial DUI; Committing a violation of subsection (a) of K.S.A. 8-1567, or the ordinance of a city or resolution of a county which prohibits any of the acts prohibited there under or is otherwise comparable ; 3rd or subs conviction	**Nongrid				Nonperson
8-2,145(d)	same		DUI Provisions; Tests for Alcohol or Drugs; signing a certification submitted to the division knowing it contains a false statement	B	C	C	~	Nonperson
8-2,153(a)	same		Uniform Commercial Drivers' License Act; Any violation of Act - unless otherwise prescribed by Act	B	C	C	~	Nonperson
8-2107(b)	same		Uniform Act Regulating Traffic; Applying for a replacement or new DL prior to the return of such person's original license which has been deposited in lieu of bond under this section	C	C	C	~	Nonperson
8-2110(a)	same		Uniform Act Regulating Traffic; Failure to comply with traffic citation	U	U	C	~	Nonperson
8-2116	(b)		Uniform Act Regulating Traffic; Violation of act not in K.S.A. 8-2118; 1st violation	C	C	C	~	Nonperson
8-2116	(b)		Uniform Act Regulating Traffic; Violation of act not in K.S.A. 8-2118; 2nd violation with 1 yr of 1st	B	C	C	~	Nonperson
8-2116	(b)		Uniform Act Regulating Traffic; Violation of act not in K.S.A. 8-2118; 3rd violation with 1 yr of 1st	A	B	C	~	Nonperson
8-235(a)	(f)		Drivers' Licenses; Operating a motor vehicle on highway without driver's license	B	C	C	~	Nonperson

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					A	C	S	
8-235(c)	(f)		Drivers' Licenses; Operating a motorcycle without class M driver's license	B	C	C	~	Nonperson
8-235(d)	(f)		Drivers' Licenses; Operating a motorized bicycle on highway without meeting requirements	B	C	C	~	Nonperson
8-2434	same		Automobiles/Vehicles; Licensure of Vehicle Sales & Manufacture; selling motor vehicles without a license	U	U	C	~	Nonperson
8-245(a)	(d)		Drivers' Licenses; Operation of motor vehicle in violation of restrictions imposed in a restricted driver's license	U	U	C	~	Nonperson
8-260(a)(1)	(b)		Drivers' Licenses; Display or possess fictitious or fraudulently altered DL	B	C	C	~	Nonperson
8-260(a)(2)	(b)		Drivers' Licenses; Lend DL to another/knowingly permit use by another	A	B	C	~	Nonperson
8-260(a)(3)	(b)		Drivers' Licenses; Display/represent as one's own, any DL not issued to same person	A	B	C	~	Nonperson
8-260(a)(4)	(b)		Drivers' Licenses; Fail / refuse to surrender any suspended, revoked, or cancelled DL upon lawful demand	A	B	C	~	Nonperson
8-260(a)(5)	(b)		Drivers' Licenses; Use of false or fictitious name in any application for a DL	9	10	10	10	Nonperson
8-260(a)(6)	(b)		Drivers' Licenses; Permit any unlawful use of DL issued to any person	A	B	C	~	Nonperson
8-260(a)(7)	(b)		Drivers' Licenses; Reproduce any DL so that it could be mistaken for a valid DL; display or possess any such reproduction	A	B	C	~	Nonperson
8-260(a)(8)	(b)		Drivers' Licenses; Display or possess any duplicated/photographed DL	A	B	C	~	Nonperson
8-260(a)(9)	(b)		Drivers' Licenses; Display/ permit display of canceled/revoked/suspended DL	B	C	C	~	Nonperson
8-260(c)(1)	(d)(1)		Drivers' Licenses; Lend DL to person < 21 to purchase alcohol; 1st conviction	B	C	C	~	Nonperson
8-260(c)(1)	(d)(2)		Drivers' Licenses; Lend DL to person < 21 to purchase alcohol; 2nd conviction	A	B	C	~	Nonperson
8-260(c)(2)	(d)(1)		Drivers' Licenses; Lend DL to person < 21 to consume/purchase cereal malt beverage; 1st conviction	B	C	C	~	Nonperson
8-260(c)(2)	(d)(2)		Drivers' Licenses; Lend DL to person < 21 to consume/purchase cereal malt beverage; 2nd conviction	A	B	C	~	Nonperson
8-260(c)(3)	(d)(1)		Drivers' Licenses; Lend DL, nondriver's ID card or other ID to wrongfully obtain a DL for another; 1st conviction	B	C	C	~	Nonperson
8-260(c)(3)	(d)(2)		Drivers' Licenses; Lend DL, nondriver's ID card or other ID to wrongfully obtain a DL for another; 2nd conviction	A	B	C	~	Nonperson
8-260(c)(4)	(d)(1)		Drivers' Licenses; Display/possess a fictitious/fraudulently altered DL by one < 21 for the purchase of any alcoholic liquor or cereal malt beverage; 1st conviction	B	C	C	~	Nonperson
8-260(c)(4)	(d)(2)		Drivers' Licenses; Display/possess a fictitious/fraudulently altered DL by one < 21 for the purchase of any alcoholic liquor or cereal malt beverage; 2nd conviction	A	B	C	~	Nonperson
8-261a	21-3805(b)(1)		Drivers' Licenses; Make a false affidavit; penalty of perjury; made during a felony trial	7	9	9	10	Nonperson
8-261a	21-3805(b)(2)		Drivers' Licenses; Make a false affidavit; penalty of perjury; made in a cause, matter or proceeding other than a felony trial	9	10	10	10	Nonperson

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					A	C	S	
8-262(a)(1)	(c)(1)		Drivers' Licenses; Driving while suspended - 3rd or subs. conviction; additional penalties applied	A	B	C	~	Nonperson
8-262(a)(1)	same		Drivers' Licenses; Driving while suspended - 1st conviction	B	C	C	~	Nonperson
8-262(a)(1)	same		Drivers' Licenses; Driving while suspended - 2nd or subs. conviction	A	B	C	~	Nonperson
8-263	8-268		Drivers' Licenses; Permitting unauthorized minor to drive	U	U	C	~	Nonperson
8-264	8-268		Drivers' Licenses; Permitting unauthorized person to drive	U	U	C	~	Nonperson
8-265	8-268		Drivers' Licenses; Employing person to operate a vehicle such person is not licensed to operate	U	U	C	~	Nonperson
8-266(a)	8-268		Drivers' Licenses; Renting motor vehicle to person not licensed to operate it	U	U	C	~	Nonperson
8-266(b)	8-268		Drivers' Licenses; Renting motor vehicle to person without inspecting such person's license and verifying signature	U	U	C	~	Nonperson
8-266(c)	8-268		Drivers' Licenses; Renting motor vehicle without keeping proper records	U	U	C	~	Nonperson
8-274	8-281		Drivers' Licenses; Operation of a driver training school or giving driving instruction for hire without driver training school or instructor license	U	U	C	~	Nonperson
8-287	same		Drivers' Licenses; Driving while a habitual violator; 3rd and subs.	A	B	C	~	Nonperson
8-287	same		Drivers' Licenses; Habitual violators; driving while a habitual violator	A	B	C	~	Nonperson
8-291(a)	same		Drivers' Licenses; Operation of a motor vehicle in violation of the restrictions on any driver's license or permit imposed pursuant to any statute	U	U	C	~	Nonperson
8-292(a)	(e)		Drivers' Licenses; Operation of motor vehicle in violation of Court imposed restrictions; penalized according to 8-291	U	U	C	~	Nonperson
8-603	8-607		Automobiles/Vehicles; Fair Trade Act; sell or contract to sell motor vehicle or vehicles or other specific commodities to any dealer with condition that dealer finance the purchase or sale only with/through a designated person	10	10	10	10	Nonperson
8-607	8-607		Automobiles/Vehicles; Fair Trade Act; penalty for any violation of act	10	10	10	10	Nonperson
9-1712(b)	(g)		Banking; Commissioner; unauthorized disclosure of confidential information	C	C	C	~	Nonperson
9-1717(a)	(b)		Banking; Commissioner; prohibition of felon serving as director, officer or employee of bank	U	U	C	~	Nonperson
9-2001	same		Banking; Neglect to perform duties required or failure to conform to law	A	B	C	~	Nonperson
9-2002	same		Banking; Make false report, statement or entry in the books	8	10	10	10	Nonperson
9-2004	21-5903(a)(1) and (b)(1)		Banking; Willfully swear or affirm falsely; penalty as for perjury; in a felony trial	7	9	9	10	Nonperson
9-2004	21-5903(a)(2) and (b)(2)		Banking; Willfully swear or affirm falsely; penalty as for perjury; other than in a felony trial	9	10	10	10	Nonperson

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					A	C	S	
9-2005	same		Banking; Neglect to perform any duty required; permit violation of any of the provisions of this act; make a false statement; or be guilty of any misconduct or corruption in office	A	B	C	~	Nonperson
9-2006	same		Banking; Receiving deposits after authority revoked	8	10	10	10	Nonperson
9-2007	same		Banking; Failure by receiver to comply with state banking code by receiver	A	B	C	~	Nonperson
9-2008	same		Banking; Certified checks, drafts or orders in excess of amount on deposit	A	B	C	~	Nonperson
9-2010	same		Banking; Insolvent bank receiving deposits	8	10	10	10	Nonperson
9-2011	same		Banking; Unlawfully engaging in the banking or trust company business	A	B	C	~	Nonperson
9-2012(a)	(b)		Banking; Embezzlement with intent to injure or defraud	7	9	9	10	Nonperson
9-2013(a)(1)	(b)		Banking; Unlawful to offer anything of value	A	B	C	~	Nonperson
9-2013(a)(2)	(b)		Banking; Unlawful to solicit anything of value	A	B	C	~	Nonperson
9-2016	same		Banking; Unlawfully transacting banking or trust business	B	C	C	~	Nonperson
9-2019	same		Banking; Unlawful to obstruct examination	8	10	10	10	Nonperson
9-2203(a)	(c)		Mortgage Business Act; License required to conduct mortgage business	7	9	9	10	Nonperson
9-2203(b)	(c)		Mortgage Business Act; Registration required for a loan originator	7	9	9	10	Nonperson
9-2203(c)	same		Mortgage Business Act; Willful or knowing violation any of the provisions of this act, any rule and regulation	7	9	9	10	Nonperson
9-2212(a)	9-2203(c)		Mortgage Business Act; Compensate, contract with or employ, any person engaged in mortgage business who is not properly licensed or registered	7	9	9	10	Nonperson
9-2212(b)	9-2203(c)		Mortgage Business Act; Unauthorized employment of a person who has: (1) had a license or registration denied, revoked, suspended or refused renewal; or (2) been convicted of any crime involving fraud, dishonesty or deceit	7	9	9	10	Nonperson
9-2212(c)	9-2203(c)		Mortgage Business Act; Delay closing of a mortgage loan for the purpose of increasing interest, costs, fees or charges payable by the borrower	7	9	9	10	Nonperson
9-2212(d)	9-2203(c)		Mortgage Business Act; Misrepresent material facts or make false promises intended to influence, persuade or induce an applicant for a mortgage loan, or mortgagee, to take a mortgage loan; cause or contribute to such misrepresentation	7	9	9	10	Nonperson
9-2212(e)	9-2203(c)		Mortgage Business Act; Misrepresent to or conceal from an applicant for a mortgage loan or mortgagor, material facts, terms or conditions of a transaction to which the licensee or registrant is a party	7	9	9	10	Nonperson
9-2212(f)	9-2203(c)		Mortgage Business Act; Engage in any transaction, practice or business conduct that is not in good faith, or that operates a fraud upon any person connected with the making of, purchase or sale of any mortgage loan	7	9	9	10	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
9-2212(g)	9-2203(c)		Mortgage Business Act; Receive compensation for rendering mortgage business services when licensee or registrant has otherwise acted as a real estate broker or agent in connection with the sale of the real estate which secures the mortgage transaction without providing written disclosure as required	7	9	9	10	Nonperson
9-2212(h)	9-2203(c)		Mortgage Business Act; Engage in fraudulent residential mortgage brokerage or underwriting practices	7	9	9	10	Nonperson
9-2212(i)	9-2203(c)		Mortgage Business Act; Advertise, display, distribute, broadcast or televise, or cause or permit such, any false, misleading or deceptive statement or representation with regard to rates, terms or conditions for a mortgage loan	7	9	9	10	Nonperson
9-2212(j)	9-2203(c)		Mortgage Business Act; Record a mortgage if moneys are not available for the immediate disbursal to the mortgagor without informing the mortgagor in writing of a definite date by which payment shall be made and obtaining the mortgagor's written permission for the delay	7	9	9	10	Nonperson
9-2212(k)	9-2203(c)		Mortgage Business Act; Transfer, assign or attempt to transfer or assign, a license or registration to any other person	7	9	9	10	Nonperson
9-512	(d)		Kansas Money Transmitter Act; Penalty for knowingly violating provisions of the Act	9	10	10	10	Nonperson
10-110(a)	(d)		Bonds & Warrants; Failure to furnish statement	C	C	C	~	Nonperson
10-110(a)	(d)		Bonds & Warrants; Failure to make cancellation	C	C	C	~	Nonperson
10-1113	10-1121		Bonds & Warrants; Cash-Basis law; creating indebtedness in excess of funds unlawful	U	U	C	~	Nonperson
10-1114	10-1121		Bonds & Warrants; Cash-Basis law; clerks not to issue or sign orders	U	U	C	~	Nonperson
10-1115	10-1121		Bonds & Warrants; Cash-Basis law; treasurers not to pay orders	U	U	C	~	Nonperson
10-1116(c)	10-1121		Bonds & Warrants; Cash-Basis law; member of governing body of any municipality, knowingly voting for or in any manner aid or promote the entering into of any contract or the creation of any other indebtedness	U	U	C	~	Nonperson
10-113	same		Bonds & Warrants; Failure to levy a sum sufficient to pay the interest on bonds as required	U	U	C	~	Nonperson
10-117	same		Bonds & Warrants; Unlawful issue, diversion or misuse of bond proceeds or tax funds	U	U	C	~	Nonperson
10-118a	same		Bonds & Warrants; Diversion of interest and sinking funds for refunding bonds; misappropriation of such	U	U	C	~	Nonperson
10-130(d)(1)	same		Bonds & Warrants; Failure of a county treasurer to forward moneys in the county treasury when requested	C	C	C	~	Nonperson
10-130(d)(2)	same		Bonds & Warrants; Failure of the treasurer of a municipality or any county treasurer to make timely request for moneys	C	C	C	~	Nonperson
10-130(d)(3)	same		Bonds & Warrants; Failure of the treasurer of a municipality to make timely remittance of moneys for redemption of bonds or to pay the interest thereon	C	C	C	~	Nonperson
10-130a	same		Bonds & Warrants; Failure of state treasurer to pay certain funds or moneys as provided by law	U	U	C	~	Nonperson
10-810	same		Bonds & Warrants; Execution of unlawful or irregular warrants or warrant checks	U	U	C	~	Nonperson

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					A	C	S	
11-208(a)	same		Census; Employee knowingly failing to perform the duties or submitting false report	A	B	C	~	Nonperson
11-307	same		Census; Any interference with one carrying out the provisions of this act	A	B	C	~	Nonperson
12-1,108	same		Cities & Municipalities; Inspection of tax returns; unlawful to exhibit, disclose or publish	U	U	C	~	Nonperson
12-1609	same		Cities & Municipalities; Any city treasurer violating any of the provisions of this act	U	U	C	~	Nonperson
12-1633	same		Cities & Municipalities; Failure, neglect or refusal of any railroad company or companies or street-railway company to erect, construct, reconstruct or repair any viaduct or tunnel as required	U	U	C	~	Nonperson
12-1634	same		Cities & Municipalities; Cities in counties over 90,000; failure, neglect or refusal of any railroad company or companies or street-railway company to erect, construct, reconstruct or repair any viaduct or tunnel as required	U	U	C	~	Nonperson
12-1694(d)	same		Tax; Levied and collected pursuant to K.S.A. 12-1693; unauthorized disclosure of confidential information in monthly reports by a city or county officer or employee	B	C	C	~	Nonperson
12-1698(d)	same		Tax; Levied and collected pursuant to K.S.A. 12-1697; unauthorized disclosure of confidential information in monthly reports by a city or county officer or employee	B	C	C	~	Nonperson
12-189	same		Cities & Municipalities; Officer or employee of a city or county divulging confidential info	A	B	C	~	Nonperson
12-2011	same		Franchise; Franchise required for construction, installation, operation or maintenance of a cable television service within the corporate limits of any city	C	C	C	~	Nonperson
12-3602(a)	12-3605		Water Conditioning Contractors Act; Engage in business without registration	C	C	C	~	Nonperson
12-3602(c)	12-3605		Water Conditioning Contractors Act; Engage in business in Kansas without insurance and bond as required	C	C	C	~	Nonperson
12-4301	same		Appearance Bonds; Apply for replacement or new driver's license prior to return of original one which was posted as bond; punished in accordance with 8-2116; 1st offense	C	C	C	~	Nonperson
12-4301	same		Appearance Bonds; Apply for replacement or new driver's license prior to return of original one which was posted as bond; punished in accordance with 8-2116; 2nd offense	B	C	C	~	Nonperson
12-4301	same		Appearance Bonds; Apply for replacement or new driver's license prior to return of original one which was posted as bond; punished in accordance with 8-2116; 3rd offense	A	B	C	~	Nonperson
12-761(a)	same		Cities & Municipalities; Planning and Zoning; penalty for any violation of regulations	U	U	C	~	Nonperson
12-850	same		Cities & Municipalities; Unauthorized interference with the surface of any street, alleys, public park or grounds of such city	U	U	C	~	Nonperson
12-853	12-854		Cities & Municipalities; Materially diminish the augmented flow of water due to the use of said stream or streams by such cities in conveying its water to its water system intake	U	U	C	~	Nonperson
13-1903	same		Cities of the First Class; General Powers of Board of Commissioners; failure of railroad company or companies or street-railway company, to comply with the duty to erect, construct, reconstruct or repair any viaduct, within the time and in the manner required by the board of commissioners	U	U	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
15-1008	15-1009		Cities of the Third Class; Cemeteries; unlawful establishment or maintenance	U	U	C	~	Nonperson
16-114	same		Contracts & Promises; Penalty for any violation of act	U	U	C	~	Nonperson
16-305(a)	same		Funeral & Cemetery Merchandise Agreements; Violation other than misappropriation	U	U	C	~	Nonperson
16-305(b)	(b)(1)		Funeral & Cemetery Merchandise Agreements; Misappropriation of funds; amount \$25,000 or more	7	9	9	10	Nonperson
16-305(b)	(b)(2)		Funeral & Cemetery Merchandise Agreements; Misappropriation of funds; amount at least \$1000 but less than \$25,000	9	10	10	10	Nonperson
16-305(b)(3)	same		Funeral & Cemetery Merchandise Agreements; Misappropriation of funds < \$1000	A	B	C	~	Nonperson
16-323	(b)		Cemetery Corporations; Misuse of the Cemetery Merchandise Trust Fund	7	9	9	10	Nonperson
16-721	same		Pawn Brokers and Precious Metal Dealers; Penalty for violation of act	B	C	C	~	Nonperson
16-843	same		Credit Cards; Using a forged, lost, stolen, or fraudulently obtained credit card in a transaction affecting intrastate commerce to obtain goods or services over \$5,000	10	10	10	10	Nonperson
16a-5-301(1)	same		Revised Uniform Consumer Credit Code; Intentional violation of the act; 2nd or subs.	A	B	C	~	Nonperson
16a-5-301(1)	same		Revised Uniform Consumer Credit Code; Remedies and Penalties; intentional violation of the act; 2nd or subs.	7	9	9	10	Nonperson
16a-5-301(3)	same		Revised Uniform Consumer Credit Code; Intentional Violations; engage in consumer credit transactions and undertake collection of payments or enforcement of rights without complying with provisions pertaining to notification or payment of fees	A	B	C	~	Nonperson
17-12a101 et. seq.	17-12a508 (a)(1)		Kansas Uniform Securities Act; Criminal Penalties; Intentional violation of this act, or rule adopted or order issued under this act, except as provided in subsections (a) (2) through (a) (4) of K.S.A. 17-12a508, K.S.A. 2005 Supp. 17-12a504, (filing requirement) and amendments thereto, or the notice filing requirements of K.S.A. 2005 Supp. 17-12a302, (required filing of record) or 17-12a405, (notice filing requirement) and amendments thereto. An individual may be fined, but not imprisoned, if the individual did not have knowledge of the rule or order	7	9	9	10	Nonperson
17-12a101 et. seq.	17-12a508 (a)(6)		Kansas Uniform Securities Act; Criminal Penalties; Intentional violation of this act, or rule adopted or order issued under this act, except as provided in subsections (a) (2) through (a) (4) of K.S.A. 17-12a508, K.S.A. 2005 Supp. 17-12a504, (filing requirement) or the notice filing requirements of K.S.A. 2005 Supp. 17-12a302, (required filing of record) or 17-12a405, (notice filing requirement); if the victim was an elder person An individual may be fined, but not imprisoned, if the individual did not have knowledge of the rule or order	6	8	8	9	Nonperson
17-12a301(1)	17-12a508 (a)(3)(A)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not a federally covered security; \$100,000 or more (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a301(1)	17-12a508 (a)(3)(B)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not a federally covered security; at least \$25,000 but less than \$100,000 (presumptive imprisonment)	6	8	8	9	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
17-12a301(1)	17-12a508 (a)(3)(C)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not a federally covered security; less than \$25,000	7	9	9	10	Nonperson
17-12a301(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not a federally covered security; \$100,000 or more; if victim was an elder person (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a301(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not a federally covered security; at least \$25,000 but less than \$100,000; if victim was an elder person (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a301(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not a federally covered security; less than \$25,000; if victim was an elder person	6	8	8	9	Nonperson
17-12a301(2)	17-12a508 (a)(3)(A)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not exempt from registration; \$100,000 or more (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a301(2)	17-12a508 (a)(3)(B)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not exempt from registration; at least \$25,000 but less than \$100,000 (presumptive imprisonment)	6	8	8	9	Nonperson
17-12a301(2)	17-12a508 (a)(3)(C)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not exempt from registration; less than \$25,000	7	9	9	10	Nonperson
17-12a301(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not exempt from registration; \$100,000 or more; if victim was an elder person (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a301(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not exempt from registration; at least \$25,000 but less than \$100,000; if victim was an elder person (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a301(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not exempt from registration; less than \$25,000; if victim was an elder person	6	8	8	9	Nonperson
17-12a301(3)	17-12a508 (a)(3)(A)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not registered; \$100,000 or more (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a301(3)	17-12a508 (a)(3)(B)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not registered; at least \$25,000 but less than \$100,000 (presumptive imprisonment)	6	8	8	9	Nonperson
17-12a301(3)	17-12a508 (a)(3)(C)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not registered; less than \$25,000	7	9	9	10	Nonperson
17-12a301(3)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not registered; \$100,000 or more; if victim was an elder person (presumptive imprisonment)	4	6	6	7	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
17-12a301(3)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not registered; at least \$25,000 but less than \$100,000; if victim was an elder person (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a301(3)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional, unlawful offering or selling security in this state; security not registered; less than \$25,000; if victim was an elder person	6	8	8	9	Nonperson
17-12a401(a)	17-12a508 (a)(3)(A)		Kansas Uniform Securities Act; Intentional violation of broker-dealer registration requirements; \$100,000 or more (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a401(a)	17-12a508 (a)(3)(B)		Kansas Uniform Securities Act; Intentional violation of broker-dealer registration requirements; at least \$25,000 but less than \$100,000 (presumptive imprisonment)	6	8	8	9	Nonperson
17-12a401(a)	17-12a508 (a)(3)(C)		Kansas Uniform Securities Act; Intentional violation of broker-dealer registration requirements; less than \$25,000	7	9	9	10	Nonperson
17-12a401(a)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of broker-dealer registration requirements; \$100,000 or more; if victim was an elder person (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a401(a)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of broker-dealer registration requirements; at least \$25,000 but less than \$100,000; if victim was an elder person (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a401(a)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of broker-dealer registration requirements; less than \$25,000; if victim was an elder person	6	8	8	9	Nonperson
17-12a401(c)	17-12a508 (a)(4)(B)		Kansas Uniform Securities Act; Intentional violation of broker-dealer limits on employment or association	6	8	8	9	Nonperson
17-12a401(c)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of broker-dealer limits on employment or association; if victim was an elder person	5	7	7	8	Nonperson
17-12a402(a)	17-12a508 (a)(3)(A)		Kansas Uniform Securities Act; Intentional violation of agent registration requirements; \$100,000 or more (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a402(a)	17-12a508 (a)(3)(B)		Kansas Uniform Securities Act; Intentional violation of agent registration requirements; at least \$25,000 but less than \$100,000 (presumptive imprisonment)	6	8	8	9	Nonperson
17-12a402(a)	17-12a508 (a)(3)(C)		Kansas Uniform Securities Act; Intentional violation of agent registration requirements; less than \$25,000	7	9	9	10	Nonperson
17-12a402(a)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of agent registration requirements; \$100,000 or more; if victim was an elder person (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a402(a)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of agent registration requirements; at least \$25,000 but less than \$100,000; if victim was an elder person (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a402(a)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of agent registration requirements; less than \$25,000; if victim was an elder person	6	8	8	9	Nonperson

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					A	C	S	
17-12a402(d)	17-12a508 (a)(4)(C)		Kansas Uniform Securities Act; Intentional violation of agent limits on employment or association	7	9	9	10	Nonperson
17-12a402(d)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of agent limits on employment or association; if victim was an elder person	6	8	8	9	Nonperson
17-12a403(a)	17-12a508 (a)(3)(A)		Kansas Uniform Securities Act; Intentional violation of investment adviser registration requirements; \$100,000 or more (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a403(a)	17-12a508 (a)(3)(B)		Kansas Uniform Securities Act; Intentional violation of investment adviser registration requirements; at least \$25,000 but less than \$100,000 (presumptive imprisonment)	6	8	8	9	Nonperson
17-12a403(a)	17-12a508 (a)(3)(C)		Kansas Uniform Securities Act; Intentional violation of investment adviser registration requirements; less than \$25,000	7	9	9	10	Nonperson
17-12a403(a)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of investment adviser registration requirements; \$100,000 or more; if victim was an elder person (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a403(a)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of investment adviser registration requirements; at least \$25,000 but less than \$100,000; if victim was an elder person (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a403(a)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of investment adviser registration requirements; less than \$25,000; if victim was an elder person	6	8	8	9	Nonperson
17-12a403(c)	17-12a508 (a)(4)(B)		Kansas Uniform Securities Act; Intentional violation of investment adviser limits on employment or association	6	8	8	9	Nonperson
17-12a403(c)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of investment adviser limits on employment or association; if victim was an elder person	5	7	7	8	Nonperson
17-12a403(d)	17-12a508 (a)(4)(C)		Kansas Uniform Securities Act; Intentional violation of investment adviser representative registration	7	9	9	10	Nonperson
17-12a403(d)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of investment adviser representative registration; if victim was an elder person	6	8	8	9	Nonperson
17-12a404(a)	17-12a508 (a)(3)(A)		Kansas Uniform Securities Act; Intentional violation of investment adviser representative registration requirements; \$100,000 or more (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a404(a)	17-12a508 (a)(3)(B)		Kansas Uniform Securities Act; Intentional violation of investment adviser representative registration requirements; at least \$25,000 but less than \$100,000 (presumptive imprisonment)	6	8	8	9	Nonperson
17-12a404(a)	17-12a508 (a)(3)(C)		Kansas Uniform Securities Act; Intentional violation of investment adviser representative registration requirements; less than \$25,000	7	9	9	10	Nonperson
17-12a404(a)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of investment adviser representative registration requirements; \$100,000 or more; if victim was an elder person (presumptive imprisonment)	4	6	6	7	Nonperson

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					A	C	S	
17-12a404(a)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of investment adviser representative registration requirements; at least \$25,000 but less than \$100,000; if victim was an elder person (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a404(a)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of investment adviser representative registration requirements; less than \$25,000; if victim was an elder person	6	8	8	9	Nonperson
17-12a404(e)	17-12a508 (a)(4)(A)		Kansas Uniform Securities Act; Intentional violation of investment adviser representative limits on employment or association	5	7	7	8	Nonperson
17-12a404(e)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional violation of investment adviser representative limits on employment or association; if victim was an elder person	4	6	6	7	Nonperson
17-12a501(1)	17-12a508 (a)(2)(A)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; employing device, scheme or artifice to defraud; \$1,000,000 or more (presumptive imprisonment)	2	4	4	5	Nonperson
17-12a501(1)	17-12a508 (a)(2)(B)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; employing device, scheme or artifice to defraud; at least \$250,000 but at less than \$1,000,000 (presumptive imprisonment)	3	5	5	6	Nonperson
17-12a501(1)	17-12a508 (a)(2)(C)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; employing device, scheme or artifice to defraud; at least \$100,000 but less than \$250,000 (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a501(1)	17-12a508 (a)(2)(D)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; employing device, scheme or artifice to defraud; at least \$25,000 but less than \$100,000 (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a501(1)	17-12a508 (a)(2)(E)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; employing device, scheme or artifice to defraud; less than \$25,000	6	8	8	9	Nonperson
17-12a501(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; employing device, scheme or artifice to defraud; \$1,000,000 or more; if victim was an elder person (presumptive imprisonment)	1	3	3	4	Nonperson
17-12a501(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; employing device, scheme or artifice to defraud; at least \$100,000 but less than \$250,000; if victim was an elder person (presumptive imprisonment)	3	5	5	6	Nonperson
17-12a501(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; employing device, scheme or artifice to defraud; at least \$25,000 but less than \$100,000; if victim was an elder person (presumptive imprisonment)	4	6	6	7	Nonperson

Kansas Criminal Code
FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
17-12a501(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; employing device, scheme or artifice to defraud; at least \$250,000 but at less than \$1,000,000; if victim was an elder person (presumptive imprisonment)	2	4	4	5	Nonperson
17-12a501(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; employing device, scheme or artifice to defraud; less than \$25,000; if victim was an elder person	5	7	7	8	Nonperson
17-12a501(2)	17-12a508 (a)(2)(A)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; false statement of or omission of material fact; \$1,000,000 or more (presumptive imprisonment)	2	4	4	5	Nonperson
17-12a501(2)	17-12a508 (a)(2)(B)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; false statement of or omission of material fact; at least \$250,000 but less than \$1,000,000 (presumptive imprisonment)	3	5	5	6	Nonperson
17-12a501(2)	17-12a508 (a)(2)(C)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; false statement of or omission of material fact; at least \$100,000 but less than \$250,000 (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a501(2)	17-12a508 (a)(2)(D)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; false statement of or omission of material fact; at least \$25,000 but less than \$100,000 (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a501(2)	17-12a508 (a)(2)(E)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; false statement of or omission of material fact; less than \$25,000	6	8	8	9	Nonperson
17-12a501(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; false statement of or omission of material fact; \$1,000,000 or more; if victim was an elder person (presumptive imprisonment)	1	3	3	4	Nonperson
17-12a501(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; false statement of or omission of material fact; at least \$100,000 but less than \$250,000; if victim was an elder person (presumptive imprisonment)	3	5	5	6	Nonperson
17-12a501(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; false statement of or omission of material fact; at least \$25,000 but less than \$100,000; if victim was an elder person (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a501(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; false statement of or omission of material fact; at least \$250,000 but less than \$1,000,000; if victim was an elder person (presumptive imprisonment)	2	4	4	5	Nonperson

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FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
17-12a501(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; false statement of or omission of material fact; less than \$25,000; if victim was an elder person	5	7	7	8	Nonperson
17-12a501(3)	17-12a508 (a)(2)(A)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; engage in act, practice, or course of business that operates as a fraud or deceit; \$1,000,000 or more (presumptive imprisonment)	2	4	4	5	Nonperson
17-12a501(3)	17-12a508 (a)(2)(B)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; engage in act, practice, or course of business that operates as a fraud or deceit; at least \$250,000 but less than \$1,000,000 (presumptive imprisonment)	3	5	5	6	Nonperson
17-12a501(3)	17-12a508 (a)(2)(C)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; engage in act, practice, or course of business that operates as a fraud or deceit; at least \$100,000 but less than \$250,000 (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a501(3)	17-12a508 (a)(2)(D)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; engage in act, practice, or course of business that operates as a fraud or deceit; at least \$25,000 but less than \$100,000 (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a501(3)	17-12a508 (a)(2)(E)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; engage in act, practice, or course of business that operates as a fraud or deceit; less than \$25,000	6	8	8	9	Nonperson
17-12a501(3)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; engage in act, practice, or course of business that operates as a fraud or deceit; \$1,000,000 or more; if victim was an elder person (presumptive imprisonment)	1	3	3	4	Nonperson
17-12a501(3)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; engage in act, practice, or course of business that operates as a fraud or deceit; at least \$100,000 but less than \$250,000; if victim was an elder person (presumptive imprisonment)	3	5	5	6	Nonperson
17-12a501(3)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; engage in act, practice, or course of business that operates as a fraud or deceit; at least \$25,000 but less than \$100,000; if victim was an elder person (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a501(3)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; engage in act, practice, or course of business that operates as a fraud or deceit; at least \$250,000 but less than \$1,000,000; if victim was an elder person (presumptive imprisonment)	2	4	4	5	Nonperson
17-12a501(3)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional general fraud in connection with offer, sale, or purchase of a security; engage in act, practice, or course of business that operates as a fraud or deceit; less than \$25,000; if victim was an elder person	5	7	7	8	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
17-12a502(a)(1)	17-12a508 (a)(2)(A)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; employ a device, scheme, or artifice to defraud another; \$1,000,000 or more (presumptive imprisonment)	2	4	4	5	Nonperson
17-12a502(a)(1)	17-12a508 (a)(2)(B)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; employ a device, scheme, or artifice to defraud another; at least \$250,000 but less than \$1,000,000 (presumptive imprisonment)	3	5	5	6	Nonperson
17-12a502(a)(1)	17-12a508 (a)(2)(C)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; employ a device, scheme, or artifice to defraud another; at least \$100,000 but less than \$250,000 (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a502(a)(1)	17-12a508 (a)(2)(D)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; employ a device, scheme, or artifice to defraud another; at least \$25,000 but less than \$100,000 (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a502(a)(1)	17-12a508 (a)(2)(E)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; employ a device, scheme, or artifice to defraud another; less than \$25,000	6	8	8	9	Nonperson
17-12a502(a)(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; employ a device, scheme, or artifice to defraud another; \$1,000,000 or more; if victim was an elder person (presumptive imprisonment)	1	3	3	4	Nonperson
17-12a502(a)(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; employ a device, scheme, or artifice to defraud another; at least \$100,000 but less than \$250,000; if victim was an elder person (presumptive imprisonment)	3	5	5	6	Nonperson
17-12a502(a)(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; employ a device, scheme, or artifice to defraud another; at least \$25,000 but less than \$100,000; if victim was an elder person (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a502(a)(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; employ a device, scheme, or artifice to defraud another; at least \$250,000 but less than \$1,000,000; if victim was an elder person (presumptive imprisonment)	2	4	4	5	Nonperson
17-12a502(a)(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; employ a device, scheme, or artifice to defraud another; less than \$25,000; if victim was an elder person	5	7	7	8	Nonperson
17-12a502(a)(2)	17-12a508 (a)(2)(A)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; engage in act, practice, or course of business that operates as a fraud or deceit; \$1,000,000 or more (presumptive imprisonment)	2	4	4	5	Nonperson
17-12a502(a)(2)	17-12a508 (a)(2)(B)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; engage in act, practice, or course of business that operates as a fraud or deceit; at least \$250,000 but less than \$1,000,000 (presumptive imprisonment)	3	5	5	6	Nonperson

Kansas Criminal Code
FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
17-12a502(a)(2)	17-12a508 (a)(2)(C)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; engage in act, practice, or course of business that operates as a fraud or deceit; at least \$100,000 but less than \$250,000 (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a502(a)(2)	17-12a508 (a)(2)(D)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; engage in act, practice, or course of business that operates as a fraud or deceit; at least \$25,000 but less than \$100,000 (presumptive imprisonment)	5	7	7	8	Nonperson
17-12a502(a)(2)	17-12a508 (a)(2)(E)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; engage in act, practice, or course of business that operates as a fraud or deceit; less than \$25,000	6	8	8	9	Nonperson
17-12a502(a)(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; engage in act, practice, or course of business that operates as a fraud or deceit; \$1,000,000 or more; if victim was an elder person (presumptive imprisonment)	1	3	3	4	Nonperson
17-12a502(a)(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; engage in act, practice, or course of business that operates as a fraud or deceit; at least \$100,000 but less than \$250,000; if victim was an elder person (presumptive imprisonment)	3	5	5	6	Nonperson
17-12a502(a)(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; engage in act, practice, or course of business that operates as a fraud or deceit; at least \$25,000 but less than \$100,000; if victim was an elder person (presumptive imprisonment)	4	6	6	7	Nonperson
17-12a502(a)(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; engage in act, practice, or course of business that operates as a fraud or deceit; at least \$250,000 but less than \$1,000,000; if victim was an elder person (presumptive imprisonment)	2	4	4	5	Nonperson
17-12a502(a)(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Intentional fraud in providing investment advice; engage in act, practice, or course of business that operates as a fraud or deceit; less than \$25,000; if victim was an elder person	5	7	7	8	Nonperson
17-12a505(a)	17-12a508 (a)(4)(A)		Kansas Uniform Securities Act; Misleading filings; coercion; obstruction; make a false or misleading statement in a material respect or omission of material fact	5	7	7	8	Nonperson
17-12a505(a)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Misleading filings; coercion; obstruction; make a false or misleading statement in a material respect or omission of material fact; if victim was an elder person	4	6	6	7	Nonperson
17-12a505(b)	17-12a508 (a)(4)(A)		Kansas Uniform Securities Act; Misleading filings; coercion; obstruction; intentionally influence, coerce, manipulate, or mislead another in connection with financial statements or appraisals to be used in offer, sale or purchase of securities	5	7	7	8	Nonperson
17-12a505(b)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Misleading filings; coercion; obstruction; intentionally influence, coerce, manipulate, or mislead another in connection with financial statements or appraisals to be used in offer, sale or purchase of securities; if victim was an elder person	4	6	6	7	Nonperson

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FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
17-12a505(c)(1)	17-12a508 (a)(4)(A)		Kansas Uniform Securities Act; Misleading filings; coercion; obstruction; alter, destroy, shred, mutilate, conceal, cover up or falsify any record with intent to impede, obstruct or influence an investigation	5	7	7	8	Nonperson
17-12a505(c)(1)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Misleading filings; coercion; obstruction; alter, destroy, shred, mutilate, conceal, cover up or falsify any record with intent to impede, obstruct or influence an investigation; if victim was an elder person	4	6	6	7	Nonperson
17-12a505(c)(2)	17-12a508 (a)(4)(A)		Kansas Uniform Securities Act; Misleading filings; coercion; obstruction; alter, destroy, shred, mutilate or conceal a record with intent to impair the object's integrity or availability for the use in a proceeding	5	7	7	8	Nonperson
17-12a505(c)(2)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Misleading filings; coercion; obstruction; alter, destroy, shred, mutilate or conceal a record with intent to impair the object's integrity or availability for the use in a proceeding; if victim was an elder person	4	6	6	7	Nonperson
17-12a505(c)(3)	17-12a508 (a)(4)(A)		Kansas Uniform Securities Act; Misleading filings; coercion; obstruction; take action harmful to another with intent to retaliate, including, but not limited to, interference with lawful employment of such person	5	7	7	8	Nonperson
17-12a505(c)(3)	17-12a508 (a)(6)		Kansas Uniform Securities Act; Misleading filings; coercion; obstruction; take action harmful to another with intent to retaliate, including, but not limited to, interference with lawful employment of such person; if victim was an elder person	4	6	6	7	Nonperson
17-12a506	17-12a508 (a)(4)(B)		Kansas Uniform Securities Act; Misrepresentations concerning registration	6	8	8	9	Nonperson
17-1311a(a)	(b)		Cemetery Corporations; Misuse of the permanent maintenance fund	7	9	9	10	Nonperson
17-1907	same		Corporations; Intentional / willful injury to telegraph, telephone or power line property	U	U	C	~	Nonperson
17-1908	same		Corporations; Intentional / willful interference with lines	U	U	C	~	Nonperson
17-1913	same		Corporations; Fail or neglect to keep station open or deliver messages as required	U	U	C	~	Nonperson
17-1918	17-1920		Corporations; Unlawful for mover to move or interfere with lines or facilities	U	U	C	~	Nonperson
17-2203(a)	17-2203(b)		Credit Unions; Unauthorized use of the words "credit union" in any name or title	A	B	C	~	Nonperson
17-2261	same		Credit Unions; Penalty for any violation of K.S.A. 17-2252 through 17-2257	C	C	C	~	Nonperson
17-5412	same		Savings & Loans Code; Capital; declaration of dividends	10	10	10	10	Nonperson
17-5811	same		Savings & Loans Code; Misc.; accept payment when capital impaired	10	10	10	10	Nonperson
17-5812	same		Savings & Loans Code; Misc.; Fraudulent Acts	10	10	10	10	Nonperson
17-5902(b)	same		Agricultural Corporations; Knowingly submit false or materially misleading information or statements; fail or refuse to submit information and statements as required	A	B	C	~	Nonperson
19-1215	same		Counties/County Officers; Register of Deeds; penalty for any violation of act	U	U	C	~	Nonperson
19-1907	same		Counties/County Officers; Jails; sheriff, jailer or keeper; intoxicating liquors	U	U	C	~	Nonperson
19-2202	same		Counties/County Officers; Licenses; unlicensed itinerant vendors of drugs or appliances; failure to supply license on demand	U	U	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
19-2207	same		Counties/County Officers; Licenses; unlicensed peddler or failure of peddler to pay required tax	U	U	C	~	Nonperson
19-2240	same		Counties/County Officers; Transient Merchant licensing act; penalty for any violation of act	A	B	C	~	Nonperson
19-233	same		Counties/County Commissioners; Violation of law by commissioner	U	U	C	~	Nonperson
19-241	19-243		Counties/County Commissioners; County charges and expenses; tax levy, use of proceeds	U	U	C	~	Nonperson
19-242	19-243		Counties/County Commissioners; Issuance of warrants or warrant checks for more than allowed	U	U	C	~	Nonperson
19-2620	19-2622		Counties/County Officers; Unauthorized change or altering of water mains	U	U	C	~	Nonperson
19-2621	19-2622		Counties/County Officers; Unauthorized interference with water mains	U	U	C	~	Nonperson
19-27,151	same		Public Improvements; Penalty for any violation of rules and regulations	U	U	C	~	Nonperson
19-2779	same		Public Improvements; Willful neglect or failure of director to perform duties imposed	U	U	C	~	Nonperson
19-2780	same		Public Improvements; Wrongfully injure, destroy or impair usefulness of any work or improvement	U	U	C	~	Nonperson
19-27a02(n)(1)	same		Sewer Districts; Penalty for violation of any rule, regulation, standard, limitation or requirement adopted by the Board of county Commissioners	U	U	C	~	Nonperson
19-2803a	(a)		Parks/museums/lakes/recreational grounds; Penalty for violation of rules and regulations pertaining to the use and enjoyment of any park, lake or other recreational area and for the protection and preservation of such properties	U	U	C	~	Nonperson
19-2873	same		Parks/museums/lakes/recreational grounds; Penalty for violation of any posted or published penal rule or regulations relating to the conduct of persons in the parks and playgrounds or park or playgrounds	U	U	C	~	Nonperson
19-2894	same		Parks/museums/lakes/recreational grounds; Penalty for violation of any posted or published penal rule or regulations relating to the conduct of persons in the area where improvements are established	U	U	C	~	Nonperson
19-2953	same		Planning and Zoning; Penalty for any violation of act	U	U	C	~	Nonperson
19-323	same		Counties/County Clerks; Failure or refusal to file Biennial list of county officers, their signatures and imprint of seals with secretary of state	U	U	C	~	Nonperson
19-3310	same		Flood Control; Failure to obtain excavation permit	B	C	C	~	Nonperson
19-3519(b)(1)	same		Water Supply and Distribution Districts; Fraudulent claims less than \$1000	A	B	C	~	Nonperson
19-3519(b)(2)	same		Counties & County Officers; Water Supply & Distribution Districts; fraudulent claims \$1000 but < \$25,000	9	10	10	10	Nonperson
19-3519(b)(3)	same		Counties & County Officers; Water Supply & Distribution Districts; fraudulent claims \$25,000 or more	7	9	9	10	Nonperson
19-3707(a)	same		Sanitation Controls; Penalty for any violation of code	U	U	C	~	Nonperson
19-3709	same		Sanitation Controls; Violation of licensing resolutions pertaining to septic tank cleaning and hauling of sewage	C	C	C	~	Nonperson
19-4330	same		Employment Systems; Use of one's authority/official influence to compel any officer/employee covered by the this act to apply for membership in or become a member of any organization	U	U	C	~	Nonperson
19-4331	same		Employment Systems; Penalty for any violation of act	U	U	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
19-537	same		Counties/County Treasurers; Penalty for willful violation of K.S.A. 19-531 to 19-537	U	U	C	~	Nonperson
20-911	same		Court Reporters; District Courts; false certificate or omission of portion of notes	U	U	C	~	Nonperson
21-1213(a)(1)	21-1214		Animals & Nuisances; Unlawful injection of live brucella abortus	U	U	C	~	Nonperson
21-1213(a)(2)	21-1214		Animals & Nuisances; Unlawful injection of rabies vaccine	U	U	C	~	Nonperson
21-1213(a)(3)	21-1214		Animals & Nuisances; Unlawful purchase of rabies vaccine	U	U	C	~	Nonperson
21-1213(a)(4)	21-1214		Animals & Nuisances; Sale of rabies vaccine to unauthorized person	U	U	C	~	Nonperson
21-1213(a)(5)	21-1214		Animals & Nuisances; Sale of rabies vaccine to unauthorized vendor	U	U	C	~	Nonperson
21-1213(a)(6)	21-1214		Animals & Nuisances; Unlawful purchase of live brucella abortus	U	U	C	~	Nonperson
21-1213(a)(7)	21-1214		Animals & Nuisances; Sale of live brucella abortus to unauthorized person	U	U	C	~	Nonperson
21-1213(a)(8)	21-1214		Animals & Nuisances; Sale of live brucella abortus to unauthorized vendor	U	U	C	~	Nonperson
21-1801(a)	(c)		Prize Fights and Wrestling Matches Prohibited; exception	A	B	C	~	Nonperson
21-2505	same		ID & Detection of Crimes & Criminals; Neglect of any officer to furnish information required by K.S.A. 21-2501, 21-2501a, 21-2502, 21-2503, 21-2504	A	B	C	~	Nonperson
21-2511(m)	same		ID & Detection of Crimes & Criminals; DNA sampling; fail to provide sample as required	A	B	C	~	Nonperson
21-2511(n)(1)	(n)(3)		ID & Detection of Crimes & Criminals; DNA sampling; dissemination of samples or records not in accordance with applicable laws	A	B	C	~	Nonperson
21-2511(n)(2)	(n)(3)		ID & Detection of Crimes & Criminals; DNA sampling; requesting of profile records without a legitimate need for such records	A	B	C	~	Nonperson
21-2511(o)	same		ID & Detection of Crimes & Criminals; DNA sampling; knowingly obtaining samples without authorization	A	B	C	~	Nonperson
21-2801	21-2804		Trading Stamps; Redeeming for merchandise prohibited	U	U	C	~	Nonperson
21-2802	21-2804		Trading Stamps; Redeeming for cash prohibited	U	U	C	~	Nonperson
21-5401(a)(1)	(c) and 21-6806(c)	R	Capital Murder; Intentional and premeditated killing in the commission of a kidnapping, or aggravated kidnapping, for ransom	Off-grid	1	2	3	Person
21-5401(a)(2)	(c) and 21-6806(c)	R	Capital Murder; Intentional and premeditated killing by contract or agreement	Off-grid	1	2	3	Person
21-5401(a)(3)	(c) and 21-6806(c)	R	Capital Murder; Intentional and premeditated killing by an inmate or prisoner while confined or in custody	Off-grid	1	2	3	Person
21-5401(a)(4)	(c) and 21-6806(c)	R	Capital Murder; Intentional and premeditated killing in the commission of or subs. to rape, criminal sodomy, aggravated criminal sodomy, or any attempt of such	Off-grid	1	2	3	Person
21-5401(a)(5)	(c) and 21-6806(c)	R	Capital Murder; Intentional and premeditated killing of a law enforcement officer	Off-grid	1	2	3	Person

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					A	C	S	
21-5401(a)(6)	(c) and 21-6806(c)	R	Capital Murder; Intentional and premeditated killing of more than one person as a part of the same act or transaction or in two or more acts that constitute a common scheme or course of conduct	Off-grid	1	2	3	Person
21-5401(a)(7)	(c) and 21-6806(c)	R	Capital Murder; Intentional and premeditated killing of child under 14 in commission of kidnapping, or aggravated kidnapping, with intent to commit sex offense	Off-grid	1	2	3	Person
21-5402(a)(1)	(b) and 21-6806(c)	R	Murder; 1st Degree; intentionally and with premeditation	Off-grid	1	2	3	Person
21-5402(a)(2)	(b) and 21-6806(c)	R	Murder; 1st Degree; in the commission of, attempt to commit, or flight from an inherently dangerous felony as defined in K.S.A. 21-5402(c)	Off-grid	1	2	3	Person
21-5403(a)(1)	(b)(1)	R	Murder; 2nd Degree; intentional killing	1	3	3	4	Person
21-5403(a)(2)	(b)(2)	R	Murder; 2nd Degree; unintentionally but recklessly, under circumstances manifesting extreme indifference to human life	2	4	4	5	Person
21-5404(a)(1)	(b)	R	Voluntary Manslaughter; Knowingly killing upon sudden quarrel or in heat of passion	3	5	5	6	Person
21-5404(a)(2)	(b)	R	Voluntary Manslaughter; Knowingly killing upon unreasonable but honest belief that use of deadly force was justified	3	5	5	6	Person
21-5405(a)(1)	(b)(1)	R	Involuntary Manslaughter; Recklessly	5	7	7	8	Person
21-5405(a)(2)	(b)(1)	R	Involuntary Manslaughter; In the commission, attempted commission, or flight from other felonies excluding DUI	5	7	7	8	Person
21-5405(a)(3)	(b)(2)	R	Involuntary Manslaughter; In the commission, attempted commission, or flight from DUI	4	6	6	7	Person
21-5405(a)(4)	(b)(1)	R	Involuntary Manslaughter; In commission of lawful act in unlawful manner	5	7	7	8	Person
21-5405(a)(5)(A)	(b)(3)		Involuntary Manslaughter; In the commission of, or attempt to commit, or flight from DUI while in violation of any restriction imposed on such person's driving privileges for DUI	3	5	5	6	Person
21-5405(a)(5)(B)	(b)(3)		Involuntary Manslaughter; In the commission of, or attempt to commit, or flight from DUI while such person's driving privileges are suspended or revoked for DUI	3	5	5	6	Person
21-5405(a)(5)(C)	(b)(3)		Involuntary Manslaughter; In the commission of, or attempt to commit, or flight from DUI while deemed habitual violator, including at least one DUI violation	3	5	5	6	Person
21-5406(a)	(b)		Vehicle Homicide; Killing by operation of a vehicle in a manner which creates an unreasonable risk of injury and which constitutes a material deviation from the reasonable standard of care	A	B	C	~	Person
21-5407(a)(1)	(b)(1)		Assisting Suicide; Knowingly, by force or duress, causing another to commit or attempt to commit suicide	3	5	5	6	Person
21-5407(a)(2)(A)	(b)(2)		Assisting Suicide; Intentionally providing the physical means by which another commits or attempts to commit suicide	9	10	10	10	Person
21-5407(a)(2)(B)	(b)(2)		Assisting Suicide; Intentionally participating in a physical act by which another commits or attempts to commit suicide	9	10	10	10	Person

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					A	C	S	
21-5408(a)(1)	(c)(1)	R	Kidnapping; For ransom, or as a shield or hostage	3	5	5	6	Person
21-5408(a)(2)	(c)(1)	R	Kidnapping; To facilitate flight or the commission of any crime	3	5	5	6	Person
21-5408(a)(3)	(c)(1)	R	Kidnapping; To inflict bodily injury or to terrorize the victim or another	3	5	5	6	Person
21-5408(a)(4)	(c)(1)	R	Kidnapping; To interfere with the performance of any governmental or political function	3	5	5	6	Person
21-5408(b)	(c)(2)	R	Aggravated Kidnapping; Bodily harm inflicted upon the person kidnapped	1	3	3	4	Person
21-5409(a)	(c)(1)(A)		Interference with Parental Custody; Taking or enticing away any child under 16 with intent to detain or conceal such child from parent, guardian, or other person having the lawful charge of the child	10	10	10	10	Person
21-5409(a)	(c)(1)(B)		Interference With Parental Custody; By parent if parent is entitled to joint custody	A	B	C	~	Person
21-5409(b)(1)	(c)(2)		Aggravated Interference with Parental Custody; Hiring one to commit crime of interference with parental custody	7	9	9	10	Person
21-5409(b)(2)(A)	(c)(2)		Aggravated Interference with Parental Custody; Commission of interference with parental custody by one who has previously been convicted of the crime	7	9	9	10	Person
21-5409(b)(2)(B)	(c)(2)		Aggravated Interference with Parental Custody; Commission of interference with parental custody by one who commits the crime for hire	7	9	9	10	Person
21-5409(b)(2)(C)	(c)(2)		Aggravated Interference with Parental Custody; Commission of interference with parental custody by one who takes the child outside the state without consent of one with custody or the court	7	9	9	10	Person
21-5409(b)(2)(D)	(c)(2)		Aggravated Interference with Parental Custody; Commission of interference with parental custody by one who, after lawfully taking the child outside the state while exercising visitation rights or parenting time, refuses to return the child at the expiration of that time	7	9	9	10	Person
21-5409(b)(2)(E)	(c)(2)		Aggravated Interference with Parental Custody; Commission of interference with parental custody by one who, at the expiration of any visitation rights or parenting time outside the state, refuses to return or impedes the return of the child	7	9	9	10	Person
21-5409(b)(2)(F)	(c)(2)		Aggravated Interference with Parental Custody; Commission of interference with parental custody by one who detains or conceals the child in an unknown place, whether inside or outside the state	7	9	9	10	Person
21-5410(a)	(b)		Interference With Custody; Of a committed person	A	B	C	~	Nonperson
21-5411(a)	(b)	R	Criminal Restraint; Except by parent and only when victim is less than 18	A	B	C	~	Person
21-5412(a)	(e)(1)		Assault; Knowingly placing another person in reasonable apprehension of immediate bodily harm	C	C	C	~	Person
21-5412(b)(1)	(e)(2)		Aggravated Assault; With a deadly weapon	7	9	9	10	Person
21-5412(b)(2)	(e)(2)		Aggravated Assault; While disguised in any manner designed to conceal identity	7	9	9	10	Person
21-5412(b)(3)	(e)(2)		Aggravated Assault; With intent to commit any felony	7	9	9	10	Person
21-5412(c)(1)	(e)(3)		Assault of a Law Enforcement Officer; Uniformed or properly identified state, county or city law enforcement officer	A	B	C	~	Person

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21-5412(c)(2)	(e)(3)		Assault of a Law Enforcement Officer; Uniformed or properly identified university or campus police officer	A	B	C	~	Person
21-5412(c)(3)	(e)(3)		Assault of a Law Enforcement Officer; Uniformed or properly identified federal law enforcement officer	A	B	C	~	Person
21-5412(d)(1)	(e)(4)		Aggravated Assault; On a federal , state, county, city, university, or campus law enforcement officer with a deadly weapon	6	8	8	9	Person
21-5412(d)(2)	(e)(4)		Aggravated Assault; On a federal , state, county, city, university or campus law enforcement officer while disguised in any manner designed to conceal identity	6	8	8	9	Person
21-5412(d)(3)	(e)(4)		Aggravated Assault; On a federal , state, county, city, university or campus law enforcement officer with the intent to commit a felony	6	8	8	9	Person
21-5413(a)(1)	(g)(1)		Battery; Knowingly or recklessly causing bodily harm to another person	B	C	C	~	Person
21-5413(a)(2)	(g)(1)		Battery; Knowingly causing physical contact with another person when done in a rude, insulting or angry manner	B	C	C	~	Person
21-5413(b)(1)(A)	(g)(2)(A)		Aggravated Battery; Knowingly causing great bodily harm or disfigurement	4	6	6	7	Person
21-5413(b)(1)(B)	(g)(2)(B)		Aggravated Battery; Knowingly causing bodily harm to another with a deadly weapon, or in a manner whereby great bodily harm, disfigurement or death can be inflicted	7	9	9	10	Person
21-5413(b)(1)(C)	(g)(2)(B)		Aggravated Battery; Knowingly causing physical contact when done in a rude, insulting or angry manner with a deadly weapon, or in a manner whereby great bodily harm, disfigurement or death can be inflicted	7	9	9	10	Person
21-5413(b)(2)(A)	(g)(2)(C)		Aggravated Battery; Recklessly causing great bodily harm or disfigurement	5	7	7	8	Person
21-5413(b)(2)(B)	(g)(2)(D)		Aggravated Battery; Recklessly causing bodily harm to another with a deadly weapon, or in a manner whereby great bodily harm, disfigurement or death can be inflicted	8	10	10	10	Person
21-5413(b)(3)(A)	(g)(1)(c)		Aggravated Battery; Committing an act described in K.S.A. 8-1567 (DUI) when great bodily harm or disfigurement results	5	7	7	8	Person
21-5413(b)(3)(B)	(g)(1)(D)		Aggravated Battery; Committing an act described in K.S.A. 8-1567 (DUI) when bodily harm results and great bodily harm, disfigurement or death can result	8	10	10	10	Person
21-5413(b)(4)(A)	(g)(2)(A)		Aggravated Battery; Committing an act described in K.S.A. 8-1567 (DUI) when great bodily harm or disfigurement results while in violation of any restriction imposed on such person's driving privileges for DUI	4	6	6	7	Person
21-5413(b)(4)(B)	(g)(2)(A)		Aggravated Battery; Committing an act described in K.S.A. 8-1567 (DUI) when great bodily harm or disfigurement results while such person's driving privileges are suspended or revoked for DUI	4	6	6	7	Person

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21-5413(b)(4)(C)	(g)(2)(A)		Aggravated Battery; Committing an act described in K.S.A. 8-1567 (DUI) when great bodily harm or disfigurement results while such person is deemed a habitual violator, including at least one DUI violation	4	6	6	7	Person
21-5413(c)(1)(A)	(g)(3)(A)		Battery; Campus/university police officer; Knowingly causing physical contact in a rude, insulting or angry manner	A	B	C	~	Person
21-5413(c)(1)(B)	(g)(3)(A)		Battery; Law enforcement officer; Knowingly causing physical contact in a rude, insulting or angry manner	A	B	C	~	Person
21-5413(c)(1)(C)	(g)(3)(A)		Battery; Judge while engaged in performance of duty; Knowingly causing physical contact in a rude, insulting or angry manner	A	B	C	~	Person
21-5413(c)(1)(D)	(g)(3)(A)		Battery; Attorney while engaged in performance of duty; Knowingly causing physical contact in a rude, insulting or angry manner	A	B	C	~	Person
21-5413(c)(1)(E)	(g)(3)(A)		Battery; Community corrections or court services officer while engaged in performance of duty; Knowingly causing physical contact in a rude, insulting or angry manner	A	B	C	~	Person
21-5413(c)(2)(A)	(g)(3)(B)		Battery; Campus or university police officer while engaged in performance of duty; knowingly or recklessly causing bodily harm	7	9	9	10	Person
21-5413(c)(2)(B)	(g)(3)(B)		Battery; State, county or city law enforcement officer while engaged in performance of duty; knowingly or recklessly causing bodily harm	7	9	9	10	Person
21-5413(c)(2)(C)	(g)(3)(B)		Battery; Judge while engaged in performance of duty; knowingly or recklessly causing bodily harm	7	9	9	10	Person
21-5413(c)(2)(D)	(g)(3)(B)		Battery; Attorney while engaged in performance of duty; knowingly or recklessly causing bodily harm	7	9	9	10	Person
21-5413(c)(2)(E)	(g)(3)(B)		Battery; Community corrections or court services officer while engaged in performance of duty; knowingly or recklessly causing bodily harm	7	9	9	10	Person
21-5413(c)(3)(A)	(g)(3)(C)		Battery; State correctional officer/employee by a person in custody of the Secretary of Corrections	5	7	7	8	Person
21-5413(c)(3)(B)	(g)(3)(C)		Battery; Juvenile correctional facility officer/employee by a person confined in a JCF	5	7	7	8	Person
21-5413(c)(3)(C)	(g)(3)(C)		Battery; Juvenile detention facility officer/employee by a person confined in a JDC	5	7	7	8	Person
21-5413(c)(3)(D)	(g)(3)(C)		Battery; City or county correctional officer/employee by a person confined in city holding facility or county jail	5	7	7	8	Person
21-5413(d)(1)(A)	(g)(4)(A)		Aggravated Battery; State, county or city law enforcement officer; knowingly causing great bodily harm or disfigurement	3	5	5	6	Person
21-5413(d)(1)(B)	(g)(4)(A)		Aggravated Battery; Campus or university police officer; knowingly causing great bodily harm or disfigurement	3	5	5	6	Person

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21-5413(d)(1)(C)	(g)(4)(A)		Aggravated Battery; Judge while engaged in performance of duty; knowingly cause great bodily harm or disfigurement	3	5	5	6	Person
21-5413(d)(1)(D)	(g)(4)(A)		Aggravated Battery; Attorney while engaged in performance of duty; knowingly cause great bodily harm or disfigurement	3	5	5	6	Person
21-5413(d)(1)(E)	(g)(4)(A)		Aggravated Battery; Community corrections or court services officer while engaged in performance of duty; knowingly cause great bodily harm or disfigurement	3	5	5	6	Person
21-5413(d)(2)(A)	(g)(4)(B)		Aggravated Battery; State, county or city law enforcement officer; knowingly causing bodily harm with a deadly weapon; physical contact done in a rude, insulting or angry manner, with a deadly weapon or in a manner whereby great bodily harm, disfigurement or death can be inflicted	4	6	6	7	Person
21-5413(d)(2)(B)	(g)(4)(B)		Aggravated Battery; Campus or university police officer; knowingly causing bodily harm with a deadly weapon; physical contact done in a rude, insulting or angry manner, with a deadly weapon or in a manner whereby great bodily harm, disfigurement or death can be inflicted	4	6	6	7	Person
21-5413(d)(2)(C)	(g)(4)(B)		Aggravated Battery; Judge while engaged in performance of duty; knowingly causing bodily harm with a deadly weapon; physical contact done in a rude, insulting or angry manner, with a deadly weapon or in a manner whereby great bodily harm, disfigurement or death can be inflicted	4	6	6	7	Person
21-5413(d)(2)(D)	(g)(4)(B)		Aggravated Battery; Attorney while engaged in performance of duty; knowingly causing bodily harm with a deadly weapon; physical contact done in a rude, insulting or angry manner, with a deadly weapon or in a manner whereby great bodily harm, disfigurement or death can be inflicted	4	6	6	7	Person
21-5413(d)(2)(E)	(g)(4)(B)		Aggravated Battery; Community corrections or court services officer while engaged in performance of duty; knowingly causing bodily harm with a deadly weapon; physical contact done in a rude, insulting or angry manner, with a deadly weapon or in a manner whereby great bodily harm, disfigurement or death can be inflicted	4	6	6	7	Person
21-5413(d)(3)(A)	(g)(4)(A)		Aggravated Battery; State, county or city law enforcement officer; knowingly causing bodily harm with a motor vehicle	3	5	5	6	Person
21-5413(d)(3)(B)	(g)(4)(A)		Aggravated Battery; Campus or university police officer; knowingly causing bodily harm with a motor vehicle	3	5	5	6	Person
21-5413(e)	(g)(5)		Battery; School employee	A	B	C	~	Person
21-5413(f)	(g)(6)		Battery; Mental health employee	7	9	9	10	Person
21-5413a(c)(1)(C)	(g)(3)(A)		Battery; Federal law enforcement officer while engaged in performance of duty; knowingly causing physical contact in a rude, insulting or angry manner	A	C	C	~	Person

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21-5413a(c)(2)(C)	(g)(3)(B)		Battery; Federal law enforcement officer while engaged in performance of duty; knowingly or recklessly causing bodily harm	7	9	9	10	Person
21-5413a(d)(1)(C)	(g)(4)(A)		Aggravated Battery; Federal law enforcement officer while engaged in performance of duty; knowingly cause great bodily harm or disfigurement	3	5	5	6	Person
21-5413a(d)(2)(C)	(g)(4)(B)		Aggravated Battery; Federal law enforcement officer while engaged in performance of duty; knowingly causing bodily harm with a deadly weapon; physical contact done in a rude, insulting or angry manner, with a deadly weapon or in a manner whereby great bodily harm, disfigurement or death can be inflicted	4	6	6	7	Person
21-5414(a)(1)	(c)(1)(A)		Domestic Battery; Knowingly or recklessly causing bodily harm to a person with whom the offender is involved or has been involved in a dating relationship or a family or household member; 1st conviction	B	C	C	~	Person
21-5414(a)(1)	(c)(1)(B)		Domestic Battery; Knowingly or recklessly causing bodily harm to a person with whom the offender is involved or has been involved in a dating relationship or a family or household member; 2nd conviction within 5 yrs of 1st conviction	A	B	C	~	Person
21-5414(a)(1)	(c)(1)(C)		Domestic Battery; Knowingly or recklessly causing bodily harm; 3rd or subs. within 5 yrs	**Nongrid				Person
21-5414(a)(2)	(c)(1)(A)		Domestic Battery; Knowingly causing physical contact with a person with whom the offender is involved or has been involved in a dating relationship or a family or household member when done in a rude, insulting or angry manner; 1st conviction	B	C	C	~	Person
21-5414(a)(2)	(c)(1)(B)		Domestic Battery; Knowingly causing physical contact with a with a person with whom the offender is involved or has been involved in a dating relationship or a family or household member when done in a rude, insulting or angry manner; 2nd conviction within 5 yrs of 1st conviction	A	B	C	~	Person
21-5414(a)(2)	(c)(1)(C)		Domestic Battery; Knowingly causing physical contact in rude, insulting or angry manner; 3rd or subs. within 5 yrs	**Nongrid				Person
21-5414(b)(1)	(c)(2)		Aggravated Domestic Battery: Knowingly impeding the normal breathing of circulation of the blood by applying pressure on the throat, neck, or chest of a person with whom the offender in involved or has been involved in a dating relationship or a family or household member, when done in a rude, insulting, or angry manner	7	9	9	10	Person
21-5414(b)(2)	(c)(2)		Aggravated Domestic Battery: Knowingly impeding the normal breathing of circulation of the blood by blocking the nose or mouth of a person with whom the offender is involved or has been involved in a dating relationship or a family or household member, when done in a rude, insulting, or angry manner	7	9	9	10	Person
21-5415(a)(1)	(c)(1)		Criminal Threat; Threaten to commit violence with intent to place another in fear, to cause the evacuation, lock down or disruption in regular, ongoing activities of any building, place of assembly or facility of transportation, or in reckless disregard of the risk of causing such fear or evacuation, lock down or disruption in regular, ongoing activities	9	10	10	10	Person

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21-5415(a)(2)	(c)(1)		Criminal Threat; Threaten to adulterate or contaminate any food, raw agricultural commodity, beverage, drug, animal feed, plant or public water supply	9	10	10	10	Person
21-5415(a)(3)	(c)(1)		Criminal Threat; Threaten to expose any animal in this state to any contagious or infectious disease	9	10	10	10	Person
21-5415(b)	(c)(2)		Aggravated Criminal Threat; When public, commercial or industrial building, place of assembly or facility of transportation is evacuated, locked down or disrupted as to regular, ongoing activities as result of threat	5	7	7	8	Person
21-5416(a)	(b)		Mistreatment of a Confined Person	A	B	C	~	Person
21-5417(a)(1)	(b)(1)		Mistreatment of Dependent Adult or Elder Person ; Knowingly inflict physical injury, unreasonable confinement or unreasonable punishment upon a dependent adult or an elder person	5	7	7	8	Person
21-5417(a)(2)	(b)(2)(A)		Mistreatment of Dependent Adult or Elder Person ; Knowingly taking the personal property or financial resources of a dependent adult or elder person by taking control, title, use or management of such property or	2	4	4	5	Person
21-5417(a)(2)	(b)(2)(B)		Mistreatment of Dependent Adult or Elder Person ; Knowingly taking the personal property or financial resources of a dependent adult or elder person by taking control, title, use or management of such property or resources; amount is at least \$250,000 but less than \$1,000,000	3	5	5	6	Person
21-5417(a)(2)	(b)(2)(C)		Mistreatment of Dependent Adult or Elder Person ; Knowingly taking the personal property or financial resources of a dependent adult or elder person by taking control, title, use or management of such property or resources; amount is at least \$100,000 but less than \$250,000	4	6	6	7	Person
21-5417(a)(2)	(b)(2)(D)		Mistreatment of Dependent Adult or Elder Person ; Knowingly taking the personal property or financial resources of a dependent adult or elder person by taking control, title, use or management of such property or resources; amount is at least \$25,000 but less than \$100,000	5	7	7	8	Person
21-5417(a)(2)	(b)(2)(E)		Mistreatment of Dependent Adult or Elder Person ; Knowingly taking the personal property or financial resources of a dependent adult or elder person by taking control, title, use or management of such property or resources; amount is at least \$1,500 but less than \$25,000	7	9	9	10	Person
21-5417(a)(2)	(b)(2)(F)		Mistreatment of Dependent Adult or Elder Person ; Knowingly taking the personal property or financial resources of a dependent adult or elder person by taking control, title, use or management of such property or resources; amount less than \$1,500	A	B	C	~	Person
21-5417(a)(2)	(b)(2)(G)		Mistreatment of Dependent Adult or Elder Person ; Knowingly taking the personal property or financial resources of a dependent adult or elder person by taking control, title, use or management of such property or resources; amount is less than \$1,500 but committed by a person who has been convicted of this 2 or more times within 5 yrs	7	9	9	10	Person
21-5417(a)(3)	(b)(3)		Mistreatment of Dependent Adult or Elder Person ; Knowingly omit or deprive of treatment, goods or services necessary to maintain physical or mental health of a dependent adult or elder person	8	10	10	10	Person
21-5418(a)	(b)		Hazing; Recklessly coercing, demanding or encouraging hazing	B	C	C	~	Nonperson

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21-5420(a)	(c)(1)		Robbery; Knowingly take property from person or presence of another by force or by threat of bodily harm	5	7	7	8	Person
21-5420(b)	(c)(2)		Aggravated Robbery; Armed with a dangerous weapon or inflicts bodily harm upon a person during robbery	3	5	5	6	Person
21-5421(a)(1)	(b)		Terrorism; Commit, attempt, conspire or solicit to commit any felony with intent to intimidate or coerce civilians	Off-grid	OG	OG	OG	Person
21-5421(a)(2)	(b)		Terrorism; Commit, attempt, conspire or solicit to commit any felony with intent to influence government policy by intimidation or coercion	Off-grid	OG	OG	OG	Person
21-5421(a)(3)	(b)		Terrorism; Commit, attempt, conspire or solicit to commit any felony with intent to affect the operation of any unit of government	Off-grid	OG	OG	OG	Person
21-5422(a)(1)(A)	(b)		Illegal Use of Weapons of Mass Destruction; Knowingly and without lawful authority, develop, produce, stockpile, transfer, acquire, retain or possess any biological agent toxin or delivery system for use as a weapon, or attempt, conspire or solicit to commit such acts	Off-grid	OG	OG	OG	Person
21-5422(a)(1)(B)	(b)		Illegal Use of Weapons of Mass Destruction; Knowingly and without lawful authority, develop, produce, stockpile, transfer, acquire, retain or possess any chemical weapon, or attempt, conspire or solicit to commit such acts	Off-grid	OG	OG	OG	Person
21-5422(a)(1)(C)	(b)		Illegal Use of Weapons of Mass Destruction; Knowingly and without lawful authority, develop, produce, stockpile, transfer, acquire, retain or possess any nuclear materials or nuclear byproduct materials for use as a weapon, or attempt, conspire or solicit to commit such acts	Off-grid	OG	OG	OG	Person
21-5422(a)(2)	(b)		Illegal Use of Weapons of Mass Destruction; Knowingly assist a foreign state or organization to use WMDs, or attempt, conspire or solicit to commit such acts	Off-grid	OG	OG	OG	Person
21-5422(a)(3)	(b)		Illegal Use of Weapons of Mass Destruction; Threaten to use WMDs, or attempt, conspire or solicit to commit such act	Off-grid	OG	OG	OG	Person
21-5423(a)	(f)		Furthering Terrorism/Illegal Use of Weapons of Mass Destruction; Receiving or acquiring property/engaging in transactions to commit or further the commission of terrorism or illegal use of weapons of mass destruction	1	3	3	4	Person
21-5423(b)	(f)		Furthering Terrorism/Illegal Use of Weapons of Mass Destruction; Intentionally invest/conceal/distribute/transport or maintain an interest in or otherwise make available property intended to be used to commit or further the commission of terrorism or illegal use of weapons of mass destruction	1	3	3	4	Person

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					A	C	S	
21-5423(c)	(f)		Furthering Terrorism/Illegal Use of Weapons of Mass Destruction; Intentionally direct/plan/organize/initiate/finance/manage/supervise or facilitate transportation or distribution of property used to commit or further the commission of terrorism or illegal use of weapons of mass destruction	1	3	3	4	Person
21-5423(d)	(f)		Furthering Terrorism/Illegal Use of Weapons of Mass Destruction; Conduct financial transaction involving property to commit or further the commission of terrorism or illegal use of weapons of mass destruction when the transaction is disguised to conceal	1	3	3	4	Person
21-5423(e)	(f)		Furthering Terrorism/Illegal Use of Weapons of Mass Destruction; Raise, solicit, collect or provide material support for planning, preparing, carrying out terrorism or illegal use of weapons of mass destruction or hindering prosecution or concealment or escape thereof	1	3	3	4	Person
21-5424(a)(1)	(b)		Exposing Another to a Life Threatening Communicable Disease; Intentionally and knowingly engage in sexual intercourse or sodomy with another individual	7	9	9	10	Person
21-5424(a)(2)	(b)		Exposing Another to a Life Threatening Communicable Disease; Intentionally and knowingly sell or donate one's own blood, blood products, semen, tissue, organs or other body fluids	7	9	9	10	Person
21-5424(a)(3)	(b)		Exposing Another to a Life Threatening Communicable Disease; Intentionally and knowingly share a hypodermic needle, syringe, or both, with another	7	9	9	10	Person
21-5425(a)	(b)		Unlawful Administration of a Substance; Administration to another without consent and with intent to impair	A	B	C	~	Person
21-5426(a)(1)	(c)(1)		Human Trafficking; Intentionally, recruiting, harboring, transporting, providing or obtaining a person for labor or services, through use of force, fraud or coercion for purpose of subjecting person to involuntary servitude or forced labor	2	4	4	5	Person
21-5426(a)(2)	(c)(1)		Human Trafficking; Intentionally benefitting financially or receiving anything of value for participation in human trafficking	2	4	4	5	Person
21-5426(a)(3)(A)	(c)(1)		Human Trafficking; Knowingly coercing employment by obtaining or maintaining labor or services that are performed or provided by another through causing or threatening to cause physical injury to any person	2	4	4	5	Person
21-5426(a)(3)(B)	(c)(1)		Human Trafficking; Knowingly coercing employment by obtaining or maintaining labor or services that are performed or provided by another through physically restraining or threatening to physically restrain another person	2	4	4	5	Person
21-5426(a)(3)(C)	(c)(1)		Human Trafficking; Knowingly coercing employment by obtaining or maintaining labor or services that are performed or provided by another through abusing or threatening to abuse the law or legal process	2	4	4	5	Person

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					A	C	S	
21-5426(a)(3)(D)	(c)(1)		Human Trafficking; Knowingly coercing employment by obtaining or maintaining labor or services that are performed or provided by another through threatening to withhold food, lodging or clothing	2	4	4	5	Person
21-5426(a)(3)(E)	(c)(1)		Human Trafficking; Knowingly coercing employment by obtaining or maintaining labor or services that are performed or provided by another through knowingly destroying, concealing, removing, confiscating or possessing any actual or purported government identification document of another person	2	4	4	5	Person
21-5426(a)(4)	(c)(1)		Human Trafficking; Knowingly hold another in condition of peonage (involuntary servitude) in satisfaction of debt owed	2	4	4	5	Person
21-5426(b)(1)	(c)(2)	R	Aggravated Human Trafficking; Human trafficking involving kidnapping or attempted kidnapping	1	3	3	4	Person
21-5426(b)(1)	(c)(3)	R	Aggravated Human Trafficking; Commit, attempt, conspire or solicit to commit; Human trafficking involving kidnapping or attempted kidnapping; victim under 14; offender 18 or older	Off-grid	OG	OG	OG	Person
21-5426(b)(2)	(c)(2)	R	Aggravated Human Trafficking; Human trafficking committed for the purpose of sexual gratification	1	3	3	4	Person
21-5426(b)(2)	(c)(3)	R	Aggravated Human Trafficking; Commit, attempt, conspire or solicit to commit; Human trafficking committed for the purpose of sexual gratification; victim under 14; offender 18 or older	Off-grid	OG	OG	OG	Person
21-5426(b)(3)	(c)(2)	R	Aggravated Human Trafficking; Human trafficking resulting in a death	1	3	3	4	Person
21-5426(b)(3)	(c)(3)	R	Aggravated Human Trafficking; Commit, attempt, conspire or solicit to commit; Human trafficking resulting in a death; victim under 14; offender 18 or older	Off-grid	OG	OG	OG	Person
21-5426(b)(4)	(c)(2)	R	Aggravated Human Trafficking; Involve, recruit, harbor, transport, provide or obtain a child for forced labor, involuntary servitude or sexual gratification for exchange of anything of value	1	3	3	4	Person
21-5426(b)(4)	(c)(3)	R	Aggravated Human Trafficking; Commit, attempt, conspire or solicit to commit; Involve, recruit, harbor, transport, provide or obtain a child for forced labor, involuntary servitude or sexual gratification; offender 18 yrs of age or older for exchange of anything of value	Off-grid	OG	OG	OG	Person
21-5426(b)(5)	(c)(2)	R	Aggravated Human Trafficking; Hiring a child by giving, or offering or agreeing to give, anything of value to any person, to engage in manual or other bodily contact stimulation of genitals of any person with the intent to arouse or gratify the sexual desires of the offender or another, sexual intercourse, sodomy or any unlawful sexual act, and the offender recklessly disregards the age of the child	1	3	3	4	Person
21-5426(b)(5)	(c)(3)	R	Aggravated Human Trafficking; Hiring a child by giving, or offering or agreeing to give, anything of value to any person, to engage in manual or other bodily contact stimulation of genitals of any person with the intent to arouse or gratify the sexual desires of the offender or another, sexual intercourse, sodomy or any unlawful sexual act, and the offender recklessly disregards the age of the child; when offender is over 18 and victim is less than 14	Off-grid	OG	OG	OG	Person

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					A	C	S	
21-5427(a)(1)	(b)(1)(A)		Stalking; Recklessly engaging in a course of conduct targeted at specific person which would cause a reasonable person in the targeted person's circumstances to fear for such person's or immediate family member's safety and targeted person actually placed in such fear; 1st conviction	A	B	C	~	Person
21-5427(a)(1)	(b)(1)(B)		Stalking; Recklessly engaging in a course of conduct targeted at specific person which would cause a reasonable person in the targeted person's circumstances to fear for such person's or immediate family member's safety and targeted person actually placed in such fear; 2nd or subs. conviction	7	9	9	10	Person
21-5427(a)(2)	(b)(2)(A)		Stalking; Engaging in a course of conduct targeted at specific person which individual knows will place targeted person in fear for such person's or immediate family member's safety; 1st conviction	A	B	C	~	Person
21-5427(a)(2)	(b)(2)(B)		Stalking; Engaging in a course of conduct targeted at specific person which individual knows will place targeted person in fear for such person's or immediate family member's safety; 2nd or subs. conviction	5	7	7	8	Person
21-5427(a)(3)	(b)(3)(A)		Stalking; After notice of protective order prohibiting contact with a targeted person, recklessly engaging in conduct listed in (f)(1) that violates the order and would cause a reasonable person in targeted person's circumstances to fear for such person's or immediate family's safety and targeted person actually placed in such fear; 1st conviction	9	10	10	10	Person
21-5427(a)(3)	(b)(3)(B)		Stalking; After notice of protective order prohibiting contact with a targeted person, recklessly engaging in conduct listed in (f)(1) that violates the order and would cause a reasonable person in targeted person's circumstances to fear for such person's or immediate family's safety and targeted person actually placed in such fear; 2nd or subs. conviction	5	7	7	8	Person
21-5428(a)(1)	(b)(1)		Blackmail; Intentionally gain/attempt to gain anything of value or compel another to act against such person's will, by threatening to: Communicate information that would subject such person or another to public ridicule, contempt or degradation	7	9	9	10	Nonperson
21-5428(a)(2)	(b)(2)		Blackmail; Intentionally gain/attempt to gain anything of value or compel another to act against such person's will, by threatening to: Disseminate videotape, photograph, film or image obtained in violation of K.S.A. 21-6101(a)(6)	4	6	6	7	Person
21-5429	(b)		Endangerment; Recklessly exposing another person to a danger of great bodily harm or death	A	B	C	~	Person
21-5430(a)	21-5430		Distribution of a Controlled Substance Causing Great Bodily Harm; Distribution of a controlled substance when great bodily harm results from the use of such substance	5	7	7	8	Person
21-5430(b)	21-5430		Distribution of a Controlled Substance Causing Death; Distribution of a controlled substance when death results from the use of such substance	1	3	3	4	Person
21-5431(a)(1)	(b)		Female Genital Mutilation; Knowingly circumcising, excising or infibulating the whole or part of the labia majora, labia minora or clitoris of a female under 18	3	5	5	6	Person

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					A	C	S	
21-5431(a)(2)	(b)		Female Genital Mutilation; Removing a female under 18 from the state for the purpose of circumcising, excising or infibulating the whole or part of the labia majora, labia minora or clitoris of such female	3	5	5	6	Person
21-5431(a)(3)	(b)		Female Genital Mutilation; Causing or permitting another to perform the acts described in (a)(1) or (a)(2) by a parent, caretaker or guardian	3	5	5	6	Person
21-5503(a)(1)(A)	(b)(1)(A)	R	Rape; Knowingly engage in nonconsensual sexual intercourse; victim overcome by force or fear	1	3	3	4	Person
21-5503(a)(1)(B)	(b)(1)(A)	R	Rape; Knowingly engage in nonconsensual sexual intercourse; victim unconscious or physically powerless	1	3	3	4	Person
21-5503(a)(2)	(b)(1)(A)	R	Rape; Knowingly engage in nonconsensual sexual intercourse; victim incapable of consent due to mental deficiency or disease, or apparently under the effects of alcoholic liquor, narcotic, drug or other substance	1	3	3	4	Person
21-5503(a)(3)	(b)(1)(A)	R	Rape; Sexual intercourse with a child under 14; offender less than 18	1	3	3	4	Person
21-5503(a)(3)	(b)(2)(B)	R	Rape; Commit, attempt, conspire or solicit to commit; Sexual intercourse with child under 14; offender 18 or older	Off-grid	OG	OG	OG	Person
21-5503(a)(4)	(b)(1)(C)	R	Rape; Sexual intercourse; Consent obtained through knowing misrepresentation that sexual intercourse is medically or therapeutically necessary	2	4	4	5	Person
21-5503(a)(5)	(b)(1)(C)	R	Rape; Sexual intercourse; Consent obtained through knowing misrepresentation that sexual intercourse is legally required within scope of authority	2	4	4	5	Person
21-5504(a)(1)	(c)(1)(A)	R	Criminal Sodomy; Between persons 16 or older and members of same sex	B	C	C	~	Nonperson
21-5504(a)(2)	(c)(1)(A)	R	Criminal Sodomy; Between a person and an animal	B	C	C	~	Nonperson
21-5504(a)(3)	(c)(1)(B)	R	Criminal Sodomy; Committed with child 14 or more but less than 16	3	5	5	6	Person
21-5504(a)(4)	(c)(1)(B)	R	Criminal Sodomy; Causing child 14 or more but less than 16 to engage in sodomy with person or animal	3	5	5	6	Person
21-5504(b)(1)	(c)(2)(B)	R	Aggravated Criminal Sodomy; Committed with child under 14; offender less than 18	1	3	3	4	Person
21-5504(b)(1)	(c)(3)	R	Aggravated Criminal Sodomy; Commit, attempt, conspire or solicit to commit; With child under 14; offender 18 or older	Off-grid	OG	OG	OG	Person
21-5504(b)(2)	(c)(2)(B)	R	Aggravated Criminal Sodomy; Causing child under 14 to engage in sodomy with person or animal; offender less than 18	1	3	3	4	Person
21-5504(b)(2)	(c)(3)	R	Aggravated Criminal Sodomy; Commit, attempt, conspire or solicit to commit; Cause child under 14 to engage in sodomy with person or animal; offender 18 or older	Off-grid	OG	OG	OG	Person
21-5504(b)(3)(A)	(c)(2)(A)	R	Aggravated Criminal Sodomy; Nonconsensual; victim overcome by force or fear	1	3	3	4	Person
21-5504(b)(3)(B)	(c)(2)(A)	R	Aggravated Criminal Sodomy; Nonconsensual; victim unconscious or physically powerless	1	3	3	4	Person
21-5504(b)(3)(C)	(c)(2)(A)	R	Aggravated Criminal Sodomy; Victim incapable of consent due to mental deficiency or disease, or apparently under the effects of alcoholic liquor, narcotic, drug or other substance	1	3	3	4	Person

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					A	C	S	
21-5505(a)	(c)(1)	R	Sexual Battery; Touching victim who is not a spouse of offender, who is 16 or more, without consent and with intent to arouse or satisfy desires	A	B	C	~	Person
21-5505(b)(1)	(c)(2)	R	Aggravated Sexual Battery; Intentional nonconsensual touching; child 16 or more; victim overcome by force or fear	5	7	7	8	Person
21-5505(b)(2)	(c)(2)	R	Aggravated Sexual Battery; Intentional nonconsensual touching; child 16 or more; victim unconscious or physically powerless	5	7	7	8	Person
21-5505(b)(3)	(c)(2)	R	Aggravated Sexual Battery; Intentional nonconsensual touching; child 16 or more; victim incapable of giving consent because of mental deficiency or disease or under effect of any alcoholic liquor, narcotic, drug or other substance	5	7	7	8	Person
21-5506(a)(1)	(c)(1)	R	Indecent Liberties with a Child; Lewd fondling/touching; child 14 or more but less than 16	5	7	7	8	Person
21-5506(a)(2)	(c)(1)	R	Indecent Liberties with a Child; Soliciting the child to engage in any lewd fondling/touching; child 14 or more but less than 16	5	7	7	8	Person
21-5506(b)(1)	(c)(2)(A)	R	Aggravated Indecent Liberties with a Child; Sexual intercourse; child 14 or more but less than 16	3	5	5	6	Person
21-5506(b)(2)(A)	(c)(2)(B)	R	Aggravated Indecent Liberties with a Child; Nonconsensual lewd fondling/touching; child 14 or more but less than 16	4	6	6	7	Person
21-5506(b)(2)(B)	(c)(2)(B)	R	Aggravated Indecent Liberties with a Child; Causing child to engage in lewd fondling/touching without consent; child 14 or more but less than 16	4	6	6	7	Person
21-5506(b)(3)(A)	(c)(2)(C)	R	Aggravated Indecent Liberties with a Child; Lewd fondling/touching; child less than 14; offender less than 18	3	5	5	6	Person
21-5506(b)(3)(A)	(c)(3)	R	Aggravated Indecent Liberties with a Child; Commit, attempt, conspire or solicit to commit; Lewd fondling/touching; child less than 14; offender 18 or older	Off-grid	OG	OG	OG	Person
21-5506(b)(3)(B)	(c)(2)(C)	R	Aggravated Indecent Liberties with a Child; Soliciting the child to engage in any lewd fondling/touching; child less than 14; offender less than 18	3	5	5	6	Person
21-5506(b)(3)(B)	(c)(3)	R	Aggravated Indecent Liberties with a Child; Commit, attempt, conspire or solicit to commit; Soliciting the child to engage in any lewd fondling/touching; child less than 14; offender 18 or older	Off-grid	OG	OG	OG	Person
21-5507(a)(1)(A)	(b)(1)		Unlawful Voluntary Sexual Relations; Sexual intercourse between a child 14 or 15 and a person less than 19 and less than four yrs older than the child	8	10	10	10	Person
21-5507(a)(1)(B)	(b)(2)		Unlawful Voluntary Sexual Relations; Sodomy between a child 14 or 15 and a person less than 19 and less than four yrs older than the child	9	10	10	10	Person
21-5507(a)(1)(C)	(b)(3)		Unlawful Voluntary Sexual Relations; Lewd fondling/touching of a child 14 or 15 by a person less than 19 and less than four yrs older than the child	10	10	10	10	Person
21-5508(a)(1)	(c)(1)	R	Indecent Solicitation of Child; Commit or submit to unlawful sexual act; child 14 or more but less than 16	6	8	8	9	Person

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					A	C	S	
21-5508(a)(2)	(c)(1)	R	Indecent Solicitation of Child; Inviting to enter secluded place; child 14 or more but less than 16	6	8	8	9	Person
21-5508(b)(1)	(c)(2)	R	Aggravated Indecent Solicitation of a Child; To commit or submit to unlawful sexual act; child less than 14	5	7	7	8	Person
21-5508(b)(2)	(c)(2)	R	Aggravated Indecent Solicitation of a Child; Inviting to enter secluded place; child less than 14	5	7	7	8	Person
21-5509(a)	(b)(1)	R	Electronic Solicitation; Of child believed to be 14 or more yrs of age but less than 16 yrs of age	3	5	5	6	Person
21-5509(a)	(b)(2)	R	Electronic Solicitation; Of child believed to be less than 14	1	3	3	4	Person
21-5510(a)(1)	(b)(1)(B)	R	Sexual Exploitation of Child; Employ child less than 18, or child offender believes to be less than 18, to engage in sexually explicit conduct	3	5	5	6	Person
21-5510(a)(1)	(b)(2)	R	Sexual Exploitation of Child; Commit, attempt, conspire or solicit to commit; Employ child less than 14 to engage in sexually explicit conduct; offender 18 or older	Off-grid	OG	OG	OG	Person
21-5510(a)(2)	(b)(1)(A)	R	Sexual Exploitation of Child; Possess visual medium of child less than 18 engaging in sexually explicit conduct	5	7	7	8	Person
21-5510(a)(3)	(b)(1)(A)	R	Sexual Exploitation of Child; Parent, guardian or one with custody, knowingly permit child less than 18 to engage in sexually explicit conduct	5	7	7	8	Person
21-5510(a)(4)	(b)(1)(B)	R	Sexual Exploitation of Child; Promote performance of child less than 18, or child offender believes to be less than 18	3	5	5	6	Person
21-5510(a)(4)	(b)(2)	R	Sexual Exploitation of Child; Commit, attempt, conspire or solicit to commit; promote performance of child less than 14; offender 18 or older	Off-grid	OG	OG	OG	Person
21-5511(a)(1)	(b)	R	Adultery; Engaging in sexual intercourse or sodomy; when offender is married	C	C	C	~	Nonperson
21-5511(a)(2)	(b)	R	Adultery; Engaging in sexual intercourse or sodomy; when offender is not married but knows other person is married	C	C	C	~	Nonperson
21-5512(a)(1)	(b)(2)	R	Unlawful Sexual Relations; Consensual; between KDOC staff, volunteer or contract staff and inmate 16 or older	5	7	7	8	Person
21-5512(a)(10)	(b)(2)	R	Unlawful Sexual Relations; Consensual; between Court Services Officer or contract employee and person 16 or older and under supervision	5	7	7	8	Person
21-5512(a)(11)	(b)(2)	R	Unlawful Sexual Relations; Consensual; between Community Correctional Officer or contract employee and person 16 or older and under supervision	5	7	7	8	Person
21-5512(a)(12)	(b)(2)	R	Unlawful Sexual Relations; Consensual; between surety or an employee of a surety and a person 16 or older who is the subject of a surety or bail bond agreement with such surety and the offender has knowledge that the person is the subject of a surety or bail bond agreement with such surety	5	7	7	8	Person

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					A	C	S	
21-5512(a)(13)	(b)(2)	R	Unlawful Sexual Relations; Consensual; between law enforcement officer and person 16 or older who is interacting with such law enforcement officer during the course of a traffic stop, custodial interrogation, interview in connection with an investigation, or while the law enforcement officer has such person detained	5	7	7	8	Person
21-5512(a)(2)	(b)(2)	R	Unlawful Sexual Relations; Consensual; between parole officer, volunteer or contract staff and a person 16 or older who is an inmate or person under supervision	5	7	7	8	Person
21-5512(a)(3)	(b)(2)	R	Unlawful Sexual Relations; Consensual; between LEO, jail staff or contract staff and inmate 16 or older	5	7	7	8	Person
21-5512(a)(4)	(b)(2)	R	Unlawful Sexual Relations; Consensual; between LEO, Juvenile Detention officer or contract staff and inmate 16 or older	5	7	7	8	Person
21-5512(a)(5)	(b)(1)	R	Unlawful Sexual Relations; Consensual; between JJA staff or contract staff and inmate 16 or older	4	6	6	7	Person
21-5512(a)(6)(A)(i) and (B)	(b)(2)	R	Unlawful Sexual Relations; Consensual; between JJA staff or contract staff and person 16 or older who has been under conditional release supervision of JJA or a juvenile community supervision agency and offender has knowledge person is currently under supervision	5	7	7	8	Person
21-5512(a)(6)(A)(ii) and (B)	(b)(2)	R	Unlawful Sexual Relations; Consensual; between JJA staff or contract staff and person 16 or older who has been placed in the custody of JJA under the supervision or control of JJA or a juvenile community supervision agency and offender has knowledge person is currently under supervision	5	7	7	8	Person
21-5512(a)(7)	(b)(2)	R	Unlawful Sexual Relations; Consensual; between SRS staff or contract staff and patient 16 or older	5	7	7	8	Person
21-5512(a)(8)	(b)(2)	R	Unlawful Sexual Relations; Consensual; between person in a position of authority in family foster home licensed by KDHE and person 16 or older who is a foster child in the home	5	7	7	8	Person
21-5512(a)(9)	(b)(2)	R	Unlawful Sexual Relations; Consensual; between teacher/other person in authority and student 16 or older	5	7	7	8	Person
21-5513(a)(1)	(b)(1)	R	Lewd and Lascivious Behavior; Publicly engage sexual intercourse or sodomy with knowledge or reasonable anticipation of being viewed by others; if done in presence of persons 16 or older	B	C	C	~	Nonperson
21-5513(a)(1)	(b)(2)	R	Lewd and Lascivious Behavior; Publicly engaging in sexual intercourse or sodomy; In presence of person under 16	9	10	10	10	Person
21-5513(a)(2)	(b)(1)	R	Lewd and Lascivious Behavior; Publicly expose a sex organ or expose a sex organ in presence of one not the spouse of offender without consent, with intent to arouse or gratify the sexual desires of the offender or another; if done in presence of person 16 or older	B	C	C	~	Nonperson
21-5513(a)(2)	(b)(2)	R	Lewd and Lascivious Behavior; Publicly exposing a sex organ or exposing a sex organ to one other than spouse; committed in presence of person under 16	9	10	10	10	Person

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					A	C	S	
21-5514(a)	(c)(1)		Internet Trading in Child Pornography; Sexual exploitation of a child, as defined in K.S.A. 21-5510(a)(2), when the offender is 18 years of age or older, and the offender knowingly causes or permits the visual depiction to be viewed, by use of any electronic device connected to the internet, by any person other than the offender or a person depicted in the visual depiction	5	7	7	8	Person
21-5514(b)	(c)(2)		Aggravated Internet Trading in Child Pornography; Sexual exploitation of a child, as defined in K.S.A. 21-5510(a)(1) or (4), when the offender is 18 years of age or older and the offender knowingly causes or permits the performance to be viewed, by use of any electronic device connected to the internet, by any person other than the offender or a person depicted in the performance	3	5	5	6	Person
21-5514(b)	(c)(3)		Aggravated Internet Trading in Child Pornography; Sexual exploitation of a child, as defined in K.S.A. 21-5510(a)(1) or (4), when the offender is 18 years of age or older and the offender knowingly causes or permits the performance to be viewed, by use of any electronic device connected to the internet, by any person other than the offender or a person depicted in the performance, when child is under 14 years of age	Off-grid	OG	OG	OG	Person
21-5601(a)	(c)(1)		Endangering a Child; Knowingly and unreasonably cause or permit a child less than 18 yrs of age to be placed in situation in which child's life, body or health may be endangered	A	B	C	~	Person
21-5601(b)(1)	(c)(2)		Aggravated Endangering a Child; Recklessly cause or permit a child under 18 to be in a situation where the child's life, body or health is endangered	9	10	10	10	Person
21-5601(b)(2)	(c)(2)		Aggravated Endangering a Child; Cause or permit a child to be in an environment where methamphetamine is distributed or possessed with intent to distribute, manufactured or attempted to be manufactured	9	10	10	10	Person
21-5601(b)(3)	(c)(2)		Aggravated Endangering a Child; Cause or permit a child to be in an environment where drug paraphernalia or volatile, toxic or flammable chemicals are stored for manufacturing methamphetamine	9	10	10	10	Person
21-5602(a)(1)	(b)		Abuse of a Child; Knowingly torture or cruelly beating or shaking any child under the age of 18 years which results in great bodily harm to the child	5	7	7	8	Person
21-5602(a)(2)	(b)		Abuse of a Child; Knowingly inflicting cruel and inhuman corporal punishment upon any child under the age of 18 years	5	7	7	8	Person
21-5603(a)(1)	(b)(3)		Contributing to a Child's Misconduct; Knowingly cause, encourage child under 18 to remain or become CINC	A	B	C	~	Nonperson
21-5603(a)(2)	(b)(3)		Contributing to a Child's Misconduct; Knowingly cause, encourage child under 18 to commit traffic infraction or misdemeanor or violate K.S.A. 41-727 or K.S.A. 74-8810(j)	A	B	C	~	Nonperson
21-5603(a)(3)	(b)(3)		Contributing to a Child's Misconduct; Fail to reveal information concerning runaway child to law enforcement officer with intent to aid in avoid in detection or apprehension of runaway	A	B	C	~	Nonperson

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					A	C	S	
21-5603(a)(4)	(b)(2)		Contributing to a Child's Misconduct; Sheltering or concealing a runaway child	8	10	10	10	Person
21-5603(a)(5)	(b)(1)		Contributing to a Child's Misconduct; Knowingly cause or encourage child under 18 to commit felony	7	9	9	10	Person
21-5603(a)(6)	(b)(3)		Contributing to a Child's Misconduct; Knowingly cause or encourage probation violation	A	B	C	~	Nonperson
21-5604(a)	(c)(1)		Incest; Marriage to or engaging in sexual intercourse or sodomy with a person who is 18 or more and a known biological relative	10	10	10	10	Person
21-5604(b)(1)	(c)(2)(B)	R	Aggravated Incest; Marriage to a person who is less than 18 and a known relative	7	9	9	10	Person
21-5604(b)(2)(A)	(c)(2)(A)(i)	R	Aggravated Incest; Sexual intercourse or sodomy with a person who is 16 or more years of age but under 18 years of age and who is known to the offender to be related to the offender as any of the following biological, step or adoptive relatives: Child, grandchild of any degree, brother, sister, half-brother, half-sister, uncle, aunt, nephew or niece	5	7	7	8	Person
21-5604(b)(2)(A)	(c)(2)(A)(ii)	R	Aggravated Incest; Sexual intercourse or sodomy with a person who is 16 or more years of age but under 18 years of age and who is known to the offender to be related to the offender as any of the following biological, step or adoptive relatives: Child, grandchild of any degree, brother, sister, half-brother, half-sister, uncle, aunt, nephew or niece; victim is offender's biological, step or adoptive child	3	5	6	6	Person
21-5604(b)(2)(B)	(c)(2)(B)	R	Aggravated Incest; Lewd fondling/touching with a relative 16 or 17	7	9	9	10	Person
21-5605(a)	(c)(1)		Abandonment; Of child less than 16	8	10	10	10	Person
21-5605(b)	(c)(2)		Aggravated Abandonment; Of a child less than 16 resulting in great bodily harm	5	7	7	8	Person
21-5606(a)(1)	(b)		Nonsupport of Child; Parent's unlawful failure, neglect or refusal to provide support/maintenance of the child	10	10	10	10	Nonperson
21-5606(a)(2)	(b)		Nonsupport of Spouse; Failure to provide for the support of a person's spouse	10	10	10	10	Nonperson
21-5607(a)	(c)(1)		Furnishing Alcoholic Liquor or Cereal Malt Beverage to a Minor; Recklessly buy for or distribute to minor	B	C	C	~	Person
21-5607(b)	(c)(2)		Furnishing Alcoholic Beverages to Minor; For illicit purposes; child less than 18	9	10	10	10	Person
21-5608(a)	(b)		Unlawful Hosting; Minors consuming alcoholic liquor or cereal malt beverage; recklessly permitting a person's residence, land, building, structure or room owned, occupied or procured by such person to be used in such a manner that results in the possession or consumption of alcoholic liquor or cereal malt beverages by a minor	A	B	C	~	Person
21-5609(a)(1)	(b)		Bigamy; Marriage by a person who has another spouse living at the time of such marriage	10	10	10	10	Nonperson
21-5609(a)(2)	(b)		Bigamy; Marriage by an unmarried person to a person known to be the spouse of another	10	10	10	10	Nonperson
21-5609(a)(3)	(b)		Bigamy; Cohabitation in this state after marriage in another state or country under circumstances described in subsection (a)(1) or (a)(2)	10	10	10	10	Nonperson

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					A	C	S	
21-5610(a)	(b)		Unlawful possession of a visual depiction of a child; Knowingly possession a visual depiction of a child 12 years of age or older but less than 16 years of age in a state of nudity, if committed by a person less than 19 years of age, and the possessor of such visual depiction received such directly and exclusively from the child who is the subject of such visual depiction.	B	C	C	~	Person
21-5611(a)	(c)(1)(A)		Unlawful transmission of a visual depiction of a child; Knowingly transmitting a visual depiction of a child 12 or more years of age but less than 18 years of age in a state of nudity when the offender is less than 19 years of age.	A	B	C	~	Person
21-5611(a)	(c)(1)(B)		Unlawful transmission of a visual depiction of a child; Knowingly transmitting a visual depiction of a child 12 or more years of age but less than 18 years of age in a state of nudity when the offender is less than 19 years of age; 2nd or subsequent	10	10	10	10	Person
21-5611(b)(1)(A)	(c)(2)(A)		Aggravated unlawful transmission of a visual depiction of a child; Knowingly transmitting a visual depiction of a child 12 or more years of age but less than 18 years of age in a state of nudity with the intent to harass, embarrass, intimidate, defame or otherwise inflict emotional, psychological or physical harm	9	10	10	10	Person
21-5611(b)(1)(A)	(c)(2)(B)		Aggravated unlawful transmission of a visual depiction of a child; Knowingly transmitting a visual depiction of a child 12 or more years of age but less than 18 years of age in a state of nudity with the intent to harass, embarrass, intimidate, defame or otherwise inflict emotional, psychological or physical harm; 2nd or subsequent offense	7	9	9	10	Person
21-5611(b)(1)(B)	(c)(2)(A)		Aggravated unlawful transmission of a visual depiction of a child; Knowingly transmitting a visual depiction of a child 12 or more years of age but less than 18 years of age in a state of nudity for pecuniary gain	9	10	10	10	Person
21-5611(b)(1)(B)	(c)(2)(B)		Aggravated unlawful transmission of a visual depiction of a child; Knowingly transmitting a visual depiction of a child 12 or more years of age but less than 18 years of age in a state of nudity for pecuniary gain; 2nd or subsequent offense	7	9	9	10	Person
21-5611(b)(1)(C)	(c)(2)(A)		Aggravated unlawful transmission of a visual depiction of a child; Knowingly transmitting a visual depiction of a child 12 or more years of age but less than 18 years of age in a state of nudity with the intent to exhibit or transmit such visual depiction to more than one person	9	10	10	10	Person
21-5611(b)(1)(C)	(c)(2)(B)		Aggravated unlawful transmission of a visual depiction of a child; Knowingly transmitting a visual depiction of a child 12 or more years of age but less than 18 years of age in a state of nudity with the intent to exhibit or transmit such visual depiction to more than one person; 2nd or subsequent offense	7	9	9	10	Person
21-5612(a)	(b)		Promoting Travel for Child Exploitation; Knowingly selling or offering to sell travel services that include or facilitate travel for the purpose of any person engaging in conduct that would constitute a violation of K.S.A. 21-5426(b)(4) or (5), 21-5510, 21-5514, or 21-6422, if such conduct occurred in this state	5	7	7	8	Person

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					A	C	S	
21-5703(a)	(b)(1)	R	Drugs; Manufacture of a controlled substance or controlled substance analog	d 2				Nonperson
21-5703(a)	(b)(2)	R	Drugs; Manufacture of a controlled substance or controlled substance analog; second and subs. offense when any prior and current offense are for a controlled substance other than methamphetamine or analog	d 1				Nonperson
21-5703(a)	(b)(3)	R	Drugs; Manufacture of a controlled substance or controlled substance analog; methamphetamine or analog; first and subs. offense	d 1				Nonperson
21-5705(a)	(d)(2)(A)		Drugs; Distribute or possess with intent to distribute; Marijuana; Quantity of less than 25 grams	d 4				Nonperson
21-5705(a)	(d)(2)(A), (d)(5)		Drugs; Distribute or possess with intent to distribute; Marijuana; Quantity of less than 25 grams; Within 1000 feet of school property	d 3				Nonperson
21-5705(a)	(d)(2)(B)		Drugs; Distribute or possess with intent to distribute; Marijuana; Quantity of 25 grams but less than 450 grams	d 3				Nonperson
21-5705(a)	(d)(2)(B), (d)(5)		Drugs; Distribute or possess with intent to distribute; Marijuana; Quantity of 25 grams but less than 450 grams; Within 1000 feet of school property	d 2				Nonperson
21-5705(a)	(d)(2)(C)		Drugs; Distribute or possess with intent to distribute; Marijuana; Quantity of 450 grams but less than 30 kilograms	d 2				Nonperson
21-5705(a)	(d)(2)(C), (d)(5)		Drugs; Distribute or possess with intent to distribute; Marijuana; Quantity of 450 grams but less than 30 kilograms; Within 1000 feet of school property	d 1				Nonperson
21-5705(a)	(d)(2)(D)		Drugs; Distribute or possess with intent to distribute; Marijuana; Quantity of 30 kilograms or more	d 1				Nonperson
21-5705(a)	(d)(2)(D), (d)(5)		Drugs; Distribute or possess with intent to distribute; Marijuana; Quantity of 30 kilograms or more; Within 1000 feet of school property	d 1				Nonperson
21-5705(a)(1)	(d)(1)(A)	R	Drugs; Distribute or possess with intent to distribute; Any substance listed in subsection (a)(1) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of less than 3.5 grams	d 4				Nonperson
21-5705(a)(1)	(d)(1)(A), (d)(5)	R	Drugs; Distribute or possess with intent to distribute; Any substance listed in subsection (a)(1) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of less than 3.5 grams; within 1000 feet of school property	d 3				Nonperson
21-5705(a)(1)	(d)(1)(B)	R	Drugs; Distribute or possess with intent to distribute; Any substance listed in subsection (a)(1) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of 3.5 grams but less than 100 grams	d 3				Nonperson
21-5705(a)(1)	(d)(1)(B), (d)(5)	R	Drugs; Distribute or possess with intent to distribute; Any substance listed in subsection (a)(1) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of 3.5 grams but less than 100 grams; within 1000 feet of school property	d 2				Nonperson

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					A	C	S	
21-5705(a)(1)	(d)(1)(C)	R	Drugs; Distribute or possess with intent to distribute; Any substance listed in subsection (a)(1) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of 100 grams but less than 1 kilogram	d 2				Nonperson
21-5705(a)(1)	(d)(1)(C),(d)(5)	R	Drugs; Distribute or possess with intent to distribute; Any substance listed in subsection (a)(1) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of 100 grams but less than 1 kilogram; within 1000 feet of school property	d 1				Nonperson
21-5705(a)(1)	(d)(1)(D)	R	Drugs; Distribute or possess with intent to distribute; Any substance listed in subsection (a)(1) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of 1 kilogram or more	d 1				Nonperson
21-5705(a)(1)	(d)(1)(D),(d)(5)	R	Drugs; Distribute or possess with intent to distribute; Any substance listed in subsection (a)(1) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of 1 kilogram or more within 1000 feet of school property	d 1				Nonperson
21-5705(a)(1)	(d)(3)(A)	R	Drugs; Distribute or possess with intent to distribute; Heroin or Methamphetamine; Quantity of less than 1 gram	d 4				Nonperson
21-5705(a)(1)	(d)(3)(A), (d)(5)	R	Drugs; Distribute or possess with intent to distribute; Heroin or Methamphetamine; Quantity of less than 1 gram; Within 1000 feet of school property	d 3				Nonperson
21-5705(a)(1)	(d)(3)(B)	R	Drugs; Distribute or possess with intent to distribute; Heroin or Methamphetamine; Quantity of 1 gram but less than 3.5 grams	d 3				Nonperson
21-5705(a)(1)	(d)(3)(B), (d)(5)	R	Drugs; Distribute or possess with intent to distribute; Heroin or Methamphetamine; Quantity of 1 gram but less than 3.5 grams; Within 1000 feet of school property	d 2				Nonperson
21-5705(a)(1)	(d)(3)(C)	R	Drugs; Distribute or possess with intent to distribute; Heroin or Methamphetamine; Quantity of 3.5 grams but less than 100 grams	d 2				Nonperson
21-5705(a)(1)	(d)(3)(C), (d)(5)	R	Drugs; Distribute or possess with intent to distribute; Heroin or Methamphetamine; Quantity of 3.5 grams but less than 100 grams; Within 1000 feet of school property	d 1				Nonperson
21-5705(a)(1)	(d)(3)(D)	R	Drugs; Distribute or possess with intent to distribute; Heroin or Methamphetamine; Quantity of 100 grams or more	d 1				Nonperson
21-5705(a)(1)	(d)(3)(D), (d)(5)	R	Drugs; Distribute or possess with intent to distribute; Heroin or Methamphetamine; Quantity of 100 grams or more; Within 1000 feet of school property	d 1				Nonperson
21-5705(a)(1)	(d)(4)(A)	R	Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(1) which are distributed by dosage unit; Quantity of fewer than 10	d 4				Nonperson
21-5705(a)(1)	(d)(4)(A), (d)(5)	R	Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(1) which are distributed by dosage unit; Quantity of fewer than 10; Within 1000 feet of school property	d 3				Nonperson

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					A	C	S	
21-5705(a)(1)	(d)(4)(B)	R	Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(1) which are distributed by dosage unit; Quantity of 10 but less than 100	d 3				Nonperson
21-5705(a)(1)	(d)(4)(B), (d)(5)	R	Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(1) which are distributed by dosage unit; Quantity of 10 but less than 100; Within 1000 feet of school property	d 2				Nonperson
21-5705(a)(1)	(d)(4)(C)	R	Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(1) which are distributed by dosage unit; Quantity of 100 but less than 1000	d 2				Nonperson
21-5705(a)(1)	(d)(4)(C), (d)(5)	R	Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(1) which are distributed by dosage unit; Quantity of 100 but less than 1000; Within 1000 feet of school property	d 1				Nonperson
21-5705(a)(1)	(d)(4)(D)	R	Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(1) which are distributed by dosage unit; Quantity of 1000 or more	d 1				Nonperson
21-5705(a)(1)	(d)(4)(D), (d)(5)	R	Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(1) which are distributed by dosage unit; Quantity of 1000 or more; Within 1000 feet of school property	d 1				Nonperson
21-5705(a)(2)-(7)	(d)(1)(A)		Drugs; Distribute or possess with intent to distribute; Any substance listed in subsections (a)(2) through (a)(7) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of less than 3.5 grams	d 4				Nonperson
21-5705(a)(2)-(7)	(d)(1)(A), (d)(5)		Drugs; Distribute or possess with intent to distribute; Any substance listed in subsections (a)(2) through (a)(7) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of less than 3.5 grams; within 1000 feet of school property	d 3				Nonperson
21-5705(a)(2)-(7)	(d)(1)(B)		Drugs; Distribute or possess with intent to distribute; Any substance listed in subsections (a)(2) through (a)(7) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of 3.5 grams but less than 100 grams	d 3				Nonperson
21-5705(a)(2)-(7)	(d)(1)(B), (d)(5)		Drugs; Distribute or possess with intent to distribute; Any substance listed in subsections (a)(2) through (a)(7) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of 3.5 grams but less than 100 grams; within 1000 feet of school property	d 2				Nonperson
21-5705(a)(2)-(7)	(d)(1)(C)		Drugs; Distribute or possess with intent to distribute; Any substance listed in subsections (a)(2) through (a)(7) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of 100 grams but less than 1 kilogram	d 2				Nonperson
21-5705(a)(2)-(7)	(d)(1)(C),(d)(5)		Drugs; Distribute or possess with intent to distribute; Any substance listed in subsections (a)(2) through (a)(7) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of 100 grams but less than 1 kilogram; within 1000 feet of school property	d 1				Nonperson
21-5705(a)(2)-(7)	(d)(1)(D)		Drugs; Distribute or possess with intent to distribute; Any substance listed in subsections (a)(2) through (a)(7) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of 1 kilogram or more	d 1				Nonperson

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					A	C	S	
21-5705(a)(2)-(7)	(d)(1)(D),(d)(5)		Drugs; Distribute or possess with intent to distribute; Any substance listed in subsections (a)(2) through (a)(7) other than marijuana, heroin, methamphetamine or a drug distributed by dosage units; Quantity of 1 kilogram or more within 1000 feet of school property	d 1				Nonperson
21-5705(a)(2)-(7)	(d)(4)(A)		Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(2) through (a)(7) which are distributed by dosage unit; Quantity of fewer than 10	d 4				Nonperson
21-5705(a)(2)-(7)	(d)(4)(A), (d)(5)		Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(2) through (a)(7) which are distributed by dosage unit; Quantity of fewer than 10; Within 1000 feet of school property	d 3				Nonperson
21-5705(a)(2)-(7)	(d)(4)(B)		Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(2) through (a)(7) which are distributed by dosage unit; Quantity of 10 but less than 100	d 3				Nonperson
21-5705(a)(2)-(7)	(d)(4)(B), (d)(5)		Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(2) through (a)(7) which are distributed by dosage unit; Quantity of 10 but less than 100; Within 1000 feet of school property	d 2				Nonperson
21-5705(a)(2)-(7)	(d)(4)(C)		Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(2) through (a)(7) which are distributed by dosage unit; Quantity of 100 but less than 1000	d 2				Nonperson
21-5705(a)(2)-(7)	(d)(4)(C), (d)(5)		Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(2) through (a)(7) which are distributed by dosage unit; Quantity of 100 but less than 1000; Within 1000 feet of school property	d 1				Nonperson
21-5705(a)(2)-(7)	(d)(4)(D)		Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(2) through (a)(7) which are distributed by dosage unit; Quantity of 1000 or more	d 1				Nonperson
21-5705(a)(2)-(7)	(d)(4)(D), (d)(5)		Drugs; Distribute or possess with intent to distribute; Drugs listed in subsection (a)(2) through (a)(7) which are distributed by dosage unit; Quantity of 1000 or more; Within 1000 feet of school property	d 1				Nonperson
21-5705(b)	(d)(6)(A)		Drugs; Distribute or possess with intent to distribute; Drugs designated in K.S.A. 65-4113	A	B	C	~	Person
21-5705(b)	(d)(6)(B)		Drugs; Distribute or possess with intent to distribute; Drugs designated in K.S.A. 65-4113; If distributed or possessed with intent to distribute to a minor	7	9	9	10	Person
21-5705(c)	(d)(7)(A)		Drugs; Cultivation of any substance listed in (a); Quantity of more than 4 but fewer than 50 plants	d 3				Nonperson
21-5705(c)	(d)(7)(B)		Drugs; Cultivation of any substance listed in (a); Quantity of 50 but fewer than 100 plants	d 2				Nonperson
21-5705(c)	(d)(7)(C)		Drugs; Cultivation of any substance listed in (a); Quantity of 100 plants or more	d 1				Nonperson
21-5706(a)	(c)(1)		Drugs; Possession of opiates, opium or narcotic drugs, or any stimulant designated in subsection (d)(1), (d)(3) or (f)(1) of K.S.A. 65-4107 or controlled substance analog	d 5				Nonperson
21-5706(b)(1)	(c)(2)(A)		Drugs; Possession of depressant or analog; 1st offense	A	B	C	~	Nonperson
21-5706(b)(1)	(c)(2)(B)		Drugs; Possession of depressant or analog; 2nd or subs. offense	d 5				Nonperson
21-5706(b)(2)	(c)(2)(A)		Drugs; Possession of stimulant or analog; 1st offense	A	B	C	~	Nonperson
21-5706(b)(2)	(c)(2)(B)		Drugs; Possession of stimulant or analog; 2nd or subs. offense	d 5				Nonperson

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					A	C	S	
21-5706(b)(3)	(c)(2)(A)		Drugs; Possession of hallucinogenic or analog; 1st offense	A	B	C	~	Nonperson
21-5706(b)(3)	(c)(2)(B)		Drugs; Possession of hallucinogenic or analog; 2nd or subs. offense	d 5				Nonperson
21-5706(b)(3)	(c)(3)(A)		Drugs; Possession of hallucinogenic or analog; 1st Offense-Marijuana and/or THC	B	C	C	~	Nonperson
21-5706(b)(3)	(c)(3)(B)		Drugs; Possession of hallucinogenic or analog; 2nd Offense-Marijuana and/or THC	A	B	C	~	Nonperson
21-5706(b)(3)	(c)(3)(C)		Drugs; Possession of hallucinogenic or analog; 3rd or Subsequent Offense-Marijuana and/or THC	d 5				Nonperson
21-5706(b)(4)	(c)(2)(A)		Drugs; Possession of substance or analog designated in subsection (g) of K.S.A. 65-4105 or subsection (c), (d), (e), (f) or (g) of K.S.A. 65-4111; 1st offense	A	B	C	~	Nonperson
21-5706(b)(4)	(c)(2)(B)		Drugs; Possession of substance or analog designated in subsection (g) of K.S.A. 65-4105 or subsection (c), (d), (e), (f) or (g) of K.S.A. 65-4111; 2nd or subs. offense	d 5				Nonperson
21-5706(b)(5)	(c)(2)(A)		Drugs; Possession of anabolic steroid or analog; 1st offense	A	B	C	~	Nonperson
21-5706(b)(5)	(c)(2)(B)		Drugs; Possession of anabolic steroid or analog in subsection (f) of K.S.A. 65-4109; 2nd or subs. offense	d 5				Nonperson
21-5706(b)(6)	(c)(2)(A)		Drugs; Possession of any substance or analog designated in K.S.A. 65-4113	A	B	C	~	Nonperson
21-5706(b)(7)	(c)(2)(A)		Drugs; Possession of any substance or analog designated in subsection (h) of K.S.A. 65-4105; 1st offense	A	B	C	~	Nonperson
21-5706(b)(7)	(c)(2)(B)		Drugs; Possession of any substance designated in subsection (h) of K.S.A. 65-4105; 2nd or subs. offense	d 5				Nonperson
21-5707(a)(1)	(b)		Drugs; Knowingly or intentionally use any communication facility in committing, causing, or facilitating the commission of any felony under K.S.A. 21-5703, 21-5705, or 21-5706 ; each separate use of a communication facility may be charged as a separate offense	8	10	10	10	Nonperson
21-5707(a)(2)	(b)		Drugs; Knowingly or intentionally use any communication facility in any attempt to commit, any conspiracy to commit or any criminal solicitation of any felony under K.S.A. 21-5703, 21-5705, or 21-5706 each separate use of a communication facility may be charged as a separate offense	8	10	10	10	Nonperson
21-5708(a)(1)	(c)(1)(A)		Drugs; Unlawfully Obtaining a Prescription-only Drug; making, altering or signing of a prescription order by a person other than a practitioner or a mid-level practitioner; 1st offense	A	B	C	~	Nonperson
21-5708(a)(1)	(c)(1)(B)		Drugs; Unlawfully Obtaining a Prescription-only Drug; making, altering or signing of a prescription order by a person other than a practitioner or a mid-level practitioner; 2nd and subs. offense	9	10	10	10	Nonperson
21-5708(a)(2)	(c)(1)(A)		Drugs; Unlawfully Obtaining a Prescription-only Drug; distribution of a prescription order knowing it to have been made, altered or signed by a person other than a practitioner or a mid-level practitioner; 1st offense	A	B	C	~	Nonperson
21-5708(a)(2)	(c)(1)(B)		Drugs; Unlawfully Obtaining a Prescription-only Drug; distribution of a prescription order knowing it to have been made, altered or signed by a person other than a practitioner or a mid-level practitioner; 2nd and subs. offense	9	10	10	10	Nonperson

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FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-5708(a)(3)	(c)(1)(A)		Drugs; Unlawfully Obtaining a Prescription-only Drug; possession of a prescription order with intent to distribute it and knowing it to have been made, altered or signed by a person other than a practitioner or a mid-level practitioner; 1st offense	A	B	C	~	Nonperson
21-5708(a)(3)	(c)(1)(B)		Drugs; Unlawfully Obtaining a Prescription-only Drug; possession of a prescription order with intent to distribute it and knowing it to have been made, altered or signed by a person other than a practitioner or a mid-level practitioner; 2nd and subs. offense	9	10	10	10	Nonperson
21-5708(a)(4)	(c)(1)(A)		Drugs; Unlawfully Obtaining a Prescription-only Drug; possession of a prescription-only drug knowing it to have been obtained pursuant to a prescription order made, altered or signed by a person other than a practitioner or a mid-level practitioner; 1st offense	A	B	C	~	Nonperson
21-5708(a)(4)	(c)(1)(B)		Drugs; Unlawfully Obtaining a Prescription-only Drug; possession of a prescription-only drug knowing it to have been obtained pursuant to a prescription order made, altered or signed by a person other than a practitioner or a mid-level practitioner; 2nd and subs. offense	9	10	10	10	Nonperson
21-5708(a)(5)	(c)(1)(A)		Drugs; Unlawfully Obtaining a Prescription-only Drug; providing false information with intent to deceive to a practitioner or mid-level practitioner for the purpose of obtaining a prescription-only drug; 1st offense	A	B	C	~	Nonperson
21-5708(a)(5)	(c)(1)(B)		Drugs; Unlawfully Obtaining a Prescription-only Drug; providing false information with intent to deceive to a practitioner or mid-level practitioner for the purpose of obtaining a prescription-only drug; 2nd and subs. offense	9	10	10	10	Nonperson
21-5708(b)(1)	(c)(2)		Drugs; Unlawfully Selling a Prescription-only Drug; obtaining and selling the prescription-only drug so obtained	6	8	8	9	Nonperson
21-5708(b)(2)	(c)(2)		Drugs; Unlawfully Selling a Prescription-only Drug; obtaining and offering for sale the prescription-only drug so obtained	6	8	8	9	Nonperson
21-5708(b)(3)	(c)(2)		Drugs; Unlawfully Selling a Prescription-only Drug; obtaining and possessing with intent to sell the prescription-only drug so obtained	6	8	8	9	Nonperson
21-5709(a)	(e)(1)	R	Drugs; Possess ephedrine, pseudoephedrine, red phosphorus, lithium metal, sodium metal, iodine, anhydrous ammonia, pressurized ammonia or phenylpropanolamine, or their salts, isomers or sales of isomers with an intent to use the product to manufacture a controlled substance	d 3				Nonperson
21-5709(b)(1)	(e)(2)(A)		Drugs; Use or possession of paraphernalia with intent to use to manufacture, cultivate, plant, propagate, harvest, test, analyze or distribute a controlled substance; used to cultivate five or more marijuana plants	d 5				Nonperson
21-5709(b)(1)	(e)(2)(B)		Drugs; Use or possession of paraphernalia with intent to use to manufacture, cultivate, plant, propagate, harvest, test, analyze or distribute a controlled substance; used to cultivated fewer than five marijuana plants	B	C	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-5709(b)(2)	(e)(3)		Drugs; Use or possess with intent to use drug paraphernalia to store, contain, conceal, inject, ingest, inhale or otherwise introduce a controlled substance into the human body	B	C	C	~	Nonperson
21-5709(c)	(e)(4)		Drugs; Possession of anhydrous ammonia or pressurized ammonia in a container not approved for that chemical by the Kansas Department of Agriculture	d 5				Nonperson
21-5709(d)	(e)(5)		Drugs; Purchase, receive or otherwise acquire at retail any compound, mixture or preparation containing >3.6 g. of pseudoephedrine or ephedrine base within single transaction; or any compound, mixture or preparation containing more than 9 g. of pseudoephedrine or ephedrine base within 30-day period	A	B	C	~	Nonperson
21-5710(a)(1)	(e)(1)		Drugs; Advertise, market, label, distribute or possess with intent to distribute any product containing ephedrine, pseudoephedrine, red phosphorus, lithium metal, sodium metal, iodine, anhydrous ammonia, pressurized ammonia or phenylpropanolamine or if the person knows or reasonably should know that the purchaser will use the product to manufacture a controlled substance or controlled substance analog	d 3				Nonperson
21-5710(a)(2)	(e)(1)		Drugs; Advertise, market, label, distribute or possess with intent to distribute any product containing ephedrine, pseudoephedrine or phenylpropanolamine for indication of stimulation, mental alertness, weight loss, appetite control, energy or other indications not approved	d 3				Nonperson
21-5710(b)	(e)(2)(A)		Drugs; Distribute, possess with intent to distribute or manufacture with intent to distribute any drug paraphernalia, knowing or reasonably should know that it will be used to manufacture or distribute a controlled substance or controlled substance analog	d 5				Nonperson
21-5710(b)	(e)(2)(B)		Drugs; Distribute, possess with intent to distribute or manufacture with intent to distribute any drug paraphernalia, knowing or reasonably should know that it will be used to manufacture or distribute a controlled substance or controlled substance analog; finding that offender distributed or caused drug paraphernalia to be distributed on or within 1,000 ft of school property OR to a minor	d 4				Nonperson
21-5710(c)	(e)(3)(A)		Drugs; Distribute, possess with intent to distribute or manufacture with intent to distribute, any drug paraphernalia, knowing or reasonably should know it will be used in violation of K.S.A. 21-5701 through 21-5717 , except K.S.A. 21-5706(b)	9	10	10	10	Nonperson
21-5710(c)	(e)(3)(B)		Drugs; Distribute, possess with intent to distribute or manufacture with intent to distribute, any drug paraphernalia, knowing or reasonably should know it will be used in violation of K.S.A. 21-5701 through 21-5717, except K.S.A. 21-5706(b); finding that offender distributed or caused drug paraphernalia to be distributed on or within 1000 ft. of school property OR to a minor	d 5				Nonperson
21-5710(d)	(e)(4)(A)		Drugs; Distribute, possess with intent to distribute or manufacture with intent to distribute, any drug paraphernalia, knowing or reasonably should know it will be used in violation of K.S.A. 21-5706(b)	A	B	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-5710(d)	(e)(4)(B)		Drugs; Distribute, possess with intent to distribute or manufacture with intent to distribute, any drug paraphernalia, knowing or reasonably should know it will be used in violation of K.S.A. 21-5706(b); finding that offender distributed or caused drug paraphernalia to be distributed within 1000 ft. of school property OR to a minor	9	10	10	10	Nonperson
21-5712(a)	(b)		Drugs; Unlawful abuse of toxic vapors	B	C	C	~	Nonperson
21-5713(a)	(c)(1)(A)		Drugs; Distribute, possess with intent to distribute, or manufacture with intent to distribute any simulated controlled substance	9	10	10	10	Nonperson
21-5713(b)	(c)(1)(B)		Drugs; Distribute, possess with intent to distribute, or manufacture with intent to distribute any simulated controlled substance; finding that offender is 18 or more yrs of age and violation occurred on or within 1000 ft. of school property	7	9	9	10	Nonperson
21-5713(b)	(c)(2)		Drugs; Use or possess with intent to use any simulated controlled substance	A	B	C	~	Nonperson
21-5714(a)(1)	(b)		Drugs; Distribute, possess with intent to distribute any substance which is not a controlled substance upon express representation that noncontrolled substance is controlled substance, or that substance is of such nature/appearance that the recipient will be able to distribute the substance as a controlled substance	A	B	C	~	Nonperson
21-5714(a)(1)	(b)(2)		Drugs; Distribute, possess with intent to distribute, any substance which is not a controlled substance upon express representation that noncontrolled substance is controlled substance, or that substance is of such nature/appearance that the recipient will be able to distribute the substance as a controlled substance; to minor by a person over 18 and at least 3 yrs older than minor	9	10	10	10	Nonperson
21-5714(a)(2)	(b)		Drugs; Distribute, possess with intent to distribute any substance which is not a controlled substance under circumstances which would give a reasonable person reason to believe that substance is controlled substance	A	B	C	~	Nonperson
21-5714(a)(2)	(b)(2)		Drugs; Distribute, possess with intent to distribute, any substance which is not a controlled substance under circumstances which would give a reasonable person reason to believe that substance is controlled substance; to minor by a person over 18 and at least 3 yrs older than minor	9	10	10	10	Nonperson
21-5716(a)	(e)(1)		Drugs; Receive/acquire proceeds or engage in transactions involving proceeds, known to be derived from violation of K.S.A. 21-5701 through 21-5717; less than \$5,000	d 5				Nonperson
21-5716(a)	(e)(2)		Drugs; Receive/acquire proceeds or engage in transactions involving proceeds, known to be derived from violation of K.S.A. 21-5701 through 21-5717; at least \$5,000 but less than \$100,000	d 4				Nonperson
21-5716(a)	(e)(3)		Drugs; Distribute/invest/conceal/transport/maintain an interest in or otherwise make available anything of value which that person knows is intended to be used for the purpose of committing or furthering the commission of	d 3				Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-5716(a)	(e)(4)		Drugs; Distribute/invest/conceal/transport/maintain an interest in or otherwise make available anything of value which that person knows is intended to be used for the purpose of committing or furthering the commission of any crime in K.S.A. 21-5701 through 21-5717; at least \$250,000 but less than \$500,000	d 2				Nonperson
21-5716(a)	(e)(5)		Drugs; Distribute/invest/conceal/transport/maintain an interest in or otherwise make available anything of value which that person knows is intended to be used for the purpose of committing or furthering the commission of any crime in K.S.A. 21-5701 through 21-5717; \$500,000 or more	d 1				Nonperson
21-5716(b)	(e)(1)		Drugs; Distribute/invest/conceal/transport/maintain an interest in or otherwise make available anything of value which that person knows is intended to be used for the purpose of committing or furthering the commission of any crime in K.S.A. 21-5701 through 21-5717; less than \$5,000	d 5				Nonperson
21-5716(b)	(e)(2)		Drugs; Distribute/invest/conceal/transport/maintain an interest in or otherwise make available anything of value which that person knows is intended to be used for the purpose of committing or furthering the commission of any crime in K.S.A. 21-36a01 through 21-36a17; at least \$5,000 but less than \$100,000	d 4				Nonperson
21-5716(b)	(e)(3)		Drugs; Distribute/invest/conceal/transport/maintain an interest in or otherwise make available anything of value which that person knows is intended to be used for the purpose of committing or furthering the commission of any crime in K.S.A. 21-5701 through 21-5717; at least \$100,000 but less than \$250,000	d 3				Nonperson
21-5716(b)	(e)(4)		Drugs; Distribute/invest/conceal/transport/maintain an interest in or otherwise make available anything of value which that person knows is intended to be used for the purpose of committing or furthering the commission of any crime in K.S.A. 21-5701 through 21-5717; at least \$250,000 but less than \$500,000	d 2				Nonperson
21-5716(b)	(e)(5)		Drugs; Distribute/invest/conceal/transport/maintain an interest in or otherwise make available anything of value which that person knows is intended to be used for the purpose of committing or furthering the commission of any crime in K.S.A. 21-5701 through 21-5717; \$500,000 or more	d 1				Nonperson
21-5716(c)	(e)(1)		Drugs; Direct/plan/organize/initiate/finance/manage/supervise or facilitate the transportation or transfer of proceeds known to be derived from any violation of K.S.A. 21-5701 through 21-5717; less than \$5,000	d 5				Nonperson
21-5716(c)	(e)(2)		Drugs; Direct/plan/organize/initiate/finance/manage/supervise or facilitate the transportation or transfer of proceeds known to be derived from any violation of K.S.A. 21-5701 through 21-5717; at least \$5,000 but less than \$100,000	d 4				Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-5716(c)	(e)(3)		Drugs; Direct/plan/organize/initiate/finance/manage/supervise or facilitate the transportation or transfer of proceeds known to be derived from any violation of K.S.A. 21-5701 through 21-5717; at least \$100,000 but less than \$250,000	d 3				Nonperson
21-5716(c)	(e)(4)		Drugs; Direct/plan/organize/initiate/finance/manage/supervise or facilitate the transportation or transfer of proceeds known to be derived from any violation of K.S.A. 21-5701 through 21-5717; at least \$250,000 but less than \$500,000	d 2				Nonperson
21-5716(c)	(e)(5)		Drugs; Direct/plan/organize/initiate/finance/manage/supervise or facilitate the transportation or transfer of proceeds known to be derived from any violation of K.S.A. 21-5701 through 21-5717; \$500,000 or more	d 1				Nonperson
21-5716(d)	(e)(1)		Drugs; Conduct financial transaction involving proceeds derived from the commission of any crime in K.S.A. 21-5701 through 21-5717, when the transaction is designed in whole or in part to conceal or disguise the nature, location, source, ownership or control of proceeds known to be derived from the commission of any crime in K.S.A. 21-5701 through 21-5717, or to avoid a transaction reporting requirement under state or federal law; less than \$5,000	d 5				Nonperson
21-5716(d)	(e)(2)		Drugs; Conduct financial transaction involving proceeds derived from the commission of any crime in K.S.A. 21-5701 through 21-5717, when the transaction is designed in whole or in part to conceal or disguise the nature, location, source, ownership or control of proceeds known to be derived from the commission of any crime in K.S.A. 21-5701 through 21-5717, or to avoid a transaction reporting requirement under state or federal law; at least \$5,000 but less than \$100,000	d 4				Nonperson
21-5716(d)	(e)(3)		Drugs; Conduct financial transaction involving proceeds derived from the commission of any crime in K.S.A. 21-5701 through 21-5717, when the transaction is designed in whole or in part to conceal or disguise the nature, location, source, ownership or control of proceeds known to be derived from the commission of any crime in K.S.A. 21-5701 through 21-5717, or to avoid a transaction reporting requirement under state or federal law; at least \$100,000 but less than \$250,000	d 3				Nonperson
21-5716(d)	(e)(4)		Drugs; Conduct financial transaction involving proceeds derived from the commission of any crime in K.S.A. 21-5701 through 21-5717, when the transaction is designed in whole or in part to conceal or disguise the nature, location, source, ownership or control of proceeds known to be derived from the commission of any crime in K.S.A. 21-5701 through 21-5717, or to avoid a transaction reporting requirement under state or federal law; at least \$250,000 but less than \$500,000	d 2				Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-5716(d)	(e)(5)		Drugs; Conduct financial transaction involving proceeds derived from the commission of any crime in K.S.A. 2011 Supp. 21-5701 through 21-5717, when the transaction is designed in whole or in part to conceal or disguise the nature, location, source, ownership or control of proceeds known to be derived from the commission of any crime in K.S.A. 2011 Supp. 21-5701 through 21-5717, or to avoid a transaction reporting requirement under state or federal law; \$500,000 or more	d 1				Nonperson
21-5801(a)(1)	(b)(1)		Theft of Property or Services; Obtain or exert unauthorized control; \$100,000 or more	5	7	7	8	Nonperson
21-5801(a)(1)	(b)(2)		Theft of Property or Services; Obtain or exert unauthorized control; at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
21-5801(a)(1)	(b)(3)		Theft of Property or Services; Obtain or exert unauthorized control; at least \$1,500 but less than \$25,000	9	10	10	10	Nonperson
21-5801(a)(1)	(b)(4)		Theft of Property or Services; Obtain or exert unauthorized control; value less than \$1,500	A	B	C	~	Nonperson
21-5801(a)(1)	(b)(5)		Theft of Property or Services; Obtain or exert unauthorized control; value less than \$1,500, from 3 establishments within 72 hours as part of the same act or transaction or, in 2 or more acts or transactions, constituting a common scheme or course of conduct	9	10	10	10	Nonperson
21-5801(a)(1)	(b)(6)		Theft of Property or Services; Obtain or exert unauthorized control; value less than \$1,500 and committed by a person who has within five years immediately preceding commission of the crime; excluding any period of imprisonment, been convicted of theft 2 or more times	9	10	10	10	Nonperson
21-5801(a)(1)	(b)(7)		Theft of Property or Services; Obtain or exert unauthorized control; property is a firearm of value less than \$25,000	9	10	10	10	Nonperson
21-5801(a)(2)	(b)(1)		Theft of Property or Services; By deception; \$100,000 or more	5	7	7	8	Nonperson
21-5801(a)(2)	(b)(2)		Theft of Property or Services; By deception; at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
21-5801(a)(2)	(b)(3)		Theft of Property or Services; By deception; at least \$1,500 but less than \$25,000	9	10	10	10	Nonperson
21-5801(a)(2)	(b)(4)		Theft of Property or Services; By deception; value less than \$1,500	A	B	C	~	Nonperson
21-5801(a)(2)	(b)(5)		Theft of Property or Services; By deception; value less than \$1,500 from 3 separate establishments within 72 hours as part of the same act or transaction, or in 2 or more acts, or transactions constituting a common scheme or course of conduct	9	10	10	10	Nonperson
21-5801(a)(2)	(b)(6)		Theft of Property or Services; By deception; value less than \$1,000 and committed by a person who has been convicted of theft 2 or more times	9	10	10	10	Nonperson
21-5801(a)(2)	(b)(7)		Theft of Property or Services; By deception; property is a firearm of value less than \$25,000	9	10	10	10	Nonperson
21-5801(a)(3)	(b)(1)		Theft of Property or Services; By threat; \$100,000 or more	5	7	7	8	Nonperson
21-5801(a)(3)	(b)(2)		Theft of Property or Services; By threat; at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
21-5801(a)(3)	(b)(3)		Theft of Property or Services; By threat; at least \$1,500 but less than \$25,000	9	10	10	10	Nonperson
21-5801(a)(3)	(b)(4)		Theft of Property or Services; By threat; value less than \$1,500	A	B	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-5801(a)(3)	(b)(5)		Theft of Property or Services; By threat; property of the value of less than \$1,500, from 3 separate establishments within 72 hours as part of the same act or transaction or in 2 or more acts, or transactions constituting a common scheme or course of conduct	9	10	10	10	Nonperson
21-5801(a)(3)	(b)(6)		Theft of Property or Services; By threat; value less than \$1,500 and committed by a person who has within five years immediately preceeding commission of the crime, been convicted of theft 2 or more times	9	10	10	10	Nonperson
21-5801(a)(3)	(b)(7)		Theft of Property or Services; By threat; property is a firearm of value less than \$25,000	9	10	10	10	Nonperson
21-5801(a)(4)	(b)(1)		Theft of Property or Services; Stolen property; knowing the property to have been stolen by another; \$100,000 or more	5	7	7	8	Nonperson
21-5801(a)(4)	(b)(2)		Theft of Property or Services; Stolen property; knowing the property to have been stolen by another; at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
21-5801(a)(4)	(b)(3)		Theft of Property or Services; Stolen property; knowing the property to have been stolen by another; at least \$1,500 but less than \$25,000	9	10	10	10	Nonperson
21-5801(a)(4)	(b)(4)		Theft of Property or Services; Possession of stolen property or services; value less than \$1,500	A	B	C	~	Nonperson
21-5801(a)(4)	(b)(5)		Theft of Property or Services; Stolen property; knowing the property to have been stolen by another; property of the value of less than \$1,500, from 3 separate establishments within 72 hours as part of the same act or transaction or in 2 or more acts or transactions constituting a common scheme or course of conduct	9	10	10	10	Nonperson
21-5801(a)(4)	(b)(6)		Theft of Property or Services; Stolen property; knowing the property to have been stolen by another; value less than \$1,500 and committed by a person who has within five years immediately proceeding commission of the crime, excluding any period of imprisonment, been convicted of theft 2 or more times	9	10	10	10	Nonperson
21-5801(a)(4)	(b)(7)		Theft of Property or Services; Stolen property; knowing the property to have been stolen by another; property is a firearm of value less than \$25,000	9	10	10	10	Nonperson
21-5801(a)(5)	(b)(1)		Theft of Property or Services; Knowingly dispensing motor fuel at a retail establishment and leaving without making payment for such fuel; \$100,000 or more	5	7	7	8	Nonperson
21-5801(a)(5)	(b)(2)		Theft of Property or Services; Knowingly dispensing motor fuel at a retail establishment and leaving without making payment for such fuel; at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
21-5801(a)(5)	(b)(3)		Theft of Property or Services; Knowingly dispensing motor fuel at a retail establishment and leaving without making payment for such fuel; at least \$1,500 but less than \$25,000	9	10	10	10	Nonperson
21-5801(a)(5)	(b)(4)		Theft of Property or Services; Of motor fuel; value less than \$1,500	A	B	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-5801(a)(5)	(b)(5)		Theft of Property or Services; Knowingly dispensing motor fuel at a retail establishment and leaving without making payment for such fuel; value of less than \$1,500, from three separate establishments within 72 hours as part of the same act or transaction or in 2 or more acts or transactions constituting a common scheme or course of conduct	9	10	10	10	Nonperson
21-5801(a)(5)	(b)(6)		Theft of Property or Services; Knowingly dispensing motor fuel at a retail establishment and leaving without making payment for such fuel; value less than \$1,500 and committed by a person who has been within five years immediately proceeding commission of the crime, excluding any period of imprisonment, convicted of theft 2 or more times	9	10	10	10	Nonperson
21-5802(a)	(b)(1)		Theft of Property Lost, Mislaid or Delivered by Mistake; By one who knows owner, fails to return property to owner and intends to permanently deprive; Value \$100,000 or more	5	7	7	8	Nonperson
21-5802(a)	(b)(2)		Theft of Property Lost, Mislaid or Delivered by Mistake; By one who knows owner, fails to return property to owner and intends to permanently deprive; Value at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
21-5802(a)	(b)(3)		Theft of Property Lost, Mislaid or Delivered by Mistake; By one who knows owner, fails to return property to owner and intends to permanently deprive; Value at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5802(a)	(b)(4)		Theft of Property Lost, Mislaid or Delivered by Mistake; By one who knows owner, fails to return property to owner and intends to permanently deprive; value less than \$1,000	A	B	C	~	Nonperson
21-5803(a)	(b)(1)(A)(i)		Criminal Deprivation of Property; Motor vehicle; 1st or 2nd conviction	A	B	C	~	Nonperson
21-5803(a)	(b)(1)(A)(ii)		Criminal Deprivation of Property; Motor vehicle; 3rd or subs. conviction	9	10	10	10	Nonperson
21-5803(a)	(b)(2)		Criminal Deprivation of Property; Property other than a motor vehicle	A	B	C	~	Nonperson
21-5805(a)	(e)		Theft Detection Shielding Device; Manufacture or distribute a theft detection shielding device	9	10	10	10	Nonperson
21-5805(b)	(e)		Theft Detection Shielding Device; Possession of a theft detection shielding device with intent to commit theft	9	10	10	10	Nonperson
21-5805(c)	(e)		Theft Detection Shielding Device; Possession of tool or device to remove a theft detection device without consent	9	10	10	10	Nonperson
21-5805(d)	(e)		Theft Detection Shielding Device; Possession of a sales receipt or universal product code label with intent to cheat or defraud retailer	9	10	10	10	Nonperson
21-5806(a)(1)	(b)(1)		Unlawful Use of Recordings; Piracy of recordings; knowingly and without consent duplicating sound recordings with intent to sell, rent or cause to be sold or rented or given away as part of a promotion	9	10	10	10	Nonperson
21-5806(a)(2)	(b)(1)		Unlawful Use of Recordings; Distributing or possessing with intent to distribute any item in K.S.A. 2011 Supp. 21-5806(a)(1) knowing the item was illegally produced; at least 7 or more audio/visual or 100 or more sound recordings within 180 days	9	10	10	10	Nonperson

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					A	C	S	
21-5806(a)(2)	(b)(2)		Unlawful Use of Recordings; Distributing or possessing with intent to distribute any item in (a)(1) knowing the item was illegally produced; less than 7 audio visual recordings or fewer than 100 sound recordings within 180 days	A	B	C	~	Nonperson
21-5806(a)(3)	(b)(3)		Unlawful Use of Recordings; Possessing any article produced in violation of (a)(1) knowing that it was produced illegally	B	C	C	~	Nonperson
21-5806(a)(4)	(b)(1)		Unlawful Use of Recordings; Knowingly selling, renting, possessing, transporting or manufacturing an item in which sounds or images may be stored unless outside cover, box or jacket discloses manufacturer; at least 7 or more audio/visual or 100 or more sound recordings within 180 days	9	10	10	10	Nonperson
21-5806(a)(4)	(b)(2)		Unlawful Use of Recordings; Knowingly selling, renting, possessing, transporting or manufacturing an item in which sounds or images may be stored unless outside cover, box or jacket discloses manufacturer; less than 7 audio visual recordings or fewer than 100 sound recordings within 180 days	A	B	C	~	Nonperson
21-5807(a)(1)	(c)(1)(A)(i)		Burglary; Without authority, enter into or remain within a dwelling with intent to commit a felony, theft or sexually motivated crime therein	7	9	9	10	Person
21-5807(a)(1)	(c)(1)(B)(i)		Burglary; Without authority, enter into or remain within a dwelling with intent to commit the theft of a firearm	5	7	7	8	Person
21-5807(a)(2)	(c)(1)(A)(i)		Burglary; Without authority, enter into or remain within a building or other structure not a dwelling, with intent to commit a felony, theft or sexually motivated crime therein	7	9	9	10	Nonperson
21-5807(a)(2)	(c)(1)(B)(ii)		Burglary; Without authority, enter into or remain within a building or other structure not a dwelling, with intent to commit the theft of a firearm	5	7	7	8	Nonperson
21-5807(a)(3)	(c)(1)(A)(ii)		Burglary; Without authority, enter into or remain within any vehicle, aircraft, watercraft, railroad car or other means of conveyance of persons or property, with intent to commit a felony, theft or sexually motivated crime therein	9	10	10	10	Nonperson
21-5807(a)(3)	(c)(1)(B)(ii)		Burglary; Without authority, enter into or remain within any vehicle, aircraft, watercraft, railroad car or other means of conveyance of persons or property, with intent to commit the theft of a firearm	5	7	7	8	Nonperson
21-5807(b)(1)	(c)(2)(A)		Aggravated Burglary; Without authority, enter into or remain within any dwelling in which there is a human being, with intent to commit a felony, theft or sexually motivated crime therein	4	6	6	7	Person
21-5807(b)(2)	(c)(2)(B)		Aggravated Burglary; Without authority, enter into or remain within any building, or other structure which is not a dwelling in which there is a human being, with intent to commit a felony, theft or sexually motivated crime therein	5	7	7	8	Person
21-5807(b)(3)	(c)(2)(B)		Aggravated Burglary; Without authority, enter a vehicle, aircraft, watercraft, railroad car or other means of conveyance in which there is a human being with intent to commit a felony, theft or sexually motivated crime therein	5	7	7	8	Person

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					A	C	S	
21-5808(a)(2)	(b)		Criminal Trespass; Enter or remain upon or in public or private land or structure so as to interfere with access to or from any health care facility in defiance of an order not to enter or to leave	B	C	C	~	Nonperson
21-5808a(a)(1)(A)	(b)		Criminal Trespass; Enter or remain upon or in any land, non-navigable body of water, structure, vehicle, aircraft or watercraft; In defiance of an order not to enter or to leave	B	C	C	~	Nonperson
21-5808a(a)(1)(B)	(b)		Criminal Trespass; Enter or remain upon or in any land, non-navigable body of water, structure, vehicle, aircraft or watercraft; Premises or property posted as provided in K.S.A. 32-1013 or any other manner reasonably likely to come to the attention of intruders, locked, fenced or otherwise secured against passage or entry	B	C	C	~	Nonperson
21-5808a(a)(1)(C)	(b)		Criminal Trespass; Enter or remain upon or in any land, non-navigable body of water, structure, vehicle, aircraft or watercraft; In defiance of a restraining order	B	C	C	~	Nonperson
21-5809(a)(1)	(b)(1)		Trespass on Railroad Property; Entering or remaining on property without consent of owner	A	B	C	~	Nonperson
21-5809(a)(1)	(b)(2)		Trespass on Railroad Property; Knowingly trespass on railroad property without consent; damage more than \$1,500	8	10	10	10	Nonperson
21-5809(a)(2)	(b)(1)		Derailment of Train; Recklessly cause derailment of train, railroad car or other rail-mounted work equipment	A	B	C	~	Nonperson
21-5809(a)(2)	(b)(2)		Trespass on Railroad Property; Recklessly causing derailment of a train, railroad car or rail-mounted work equipment; damage more than \$1,500	8	10	10	10	Nonperson
21-5810(a)(1)	(b)(1)		Criminal Hunting; Knowingly hunting, shooting, fur harvesting, pursuing any bird or animal, or fishing upon any land or non-navigable body of water of another without consent	C	C	C	~	Nonperson
21-5810(a)(2)	(b)(1)		Criminal Hunting; Knowingly hunting, shooting, fur harvesting, pursuing any bird or animal, or fishing upon or from any public road, public road right-of-way or railroad right-of-way that adjoins occupied or improved premises without consent	C	C	C	~	Nonperson
21-5810(a)(3)(A)	(b)(2)		Criminal Hunting; Knowing and unauthorized hunting, shooting, fur harvesting, pursuing any bird or animal, or fishing upon any land or non-navigable body of water of another and in defiance of an order not to enter or to leave	B	C	C	~	Nonperson
21-5810(a)(3)(B)	(b)(2)		Criminal Hunting; Knowing and unauthorized hunting, shooting, fur harvesting, pursuing any bird or animal, or fishing upon any land or non-navigable body of water of another where such premises or property are posted in a manner consistent with K.S.A. 32-1013	B	C	C	~	Nonperson
21-5811(a)(1)	(b)(1)		Commercial Fossil Hunting; Without written authorization of the landowner	B	C	C	~	Nonperson
21-5811(a)(2)	(b)(2)		Commercial Fossil Hunting; Remove fossils from property without landowners consent	A	B	C	~	Nonperson
21-5812(a)(1)(A)	(c)(1)(A)		Arson; Knowingly, by means of fire or explosive; damage dwelling without consent of owner	6	8	8	9	Person
21-5812(a)(1)(B)	(c)(1)(A)		Arson; Knowingly, by means of fire or explosive; damage dwelling with intent to injure or defraud an insurer or lien holder	6	8	8	9	Person

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					A	C	S	
21-5812(a)(1)(C)	(c)(1)(B)		Arson; Knowingly, by means of fire or explosive; damage structure not a dwelling without consent of owner	7	9	9	10	Nonperson
21-5812(a)(1)(D)	(c)(1)(B)		Arson; Knowingly, by means of fire or explosive; damage structure not a dwelling with intent to injure or defraud insurer or lien holder	7	9	9	10	Nonperson
21-5812(a)(2)	(c)(1)(C)		Arson; Knowingly, by means of fire or explosive; damage a dwelling accidentally as a result of manufacture or attempted manufacture a controlled substance	7	9	9	10	Person
21-5812(a)(3)	(c)(1)(B)		Arson; Knowingly, by means of fire or explosive; damage structure not a dwelling accidentally as result of manufacture or attempted manufacture a controlled substance	7	9	9	10	Nonperson
21-5812(b)(1)	(c)(2)(A)(i)		Aggravated Arson; Arson to building or property in which there is a human being; resulting in substantial risk of bodily harm	3	5	5	6	Person
21-5812(b)(1)	(c)(2)(A)(ii)		Aggravated Arson; Arson to building or property in which there is a human being; resulting in no substantial risk of bodily harm	6	8	8	9	Person
21-5812(b)(2)	(c)(2)(B)		Aggravated Arson; Arson resulting in great bodily harm or disfigurement to a firefighter or law enforcement officer	3	5	5	6	Person
21-5813(a)(1)	(c)(1)		Criminal Damage to Property; By means other than fire or explosive; Knowingly injure, damage, deface, destroy, or substantially impair the use of property without consent; damage \$25,000 or more	7	9	9	10	Nonperson
21-5813(a)(1)	(c)(2)		Criminal Damage to Property; By means other than fire or explosive; Knowingly injure, damage, deface, destroy, or substantially impair the use of property without consent; damage at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5813(a)(1)	(c)(3)		Criminal Damage to Property; By means other than fire or explosive; Knowingly damage, deface, destroy, or substantially impair the use of any property without consent; value less than \$1,000 or damaged less than \$1,000	B	C	C	~	Nonperson
21-5813(a)(2)	(c)(1)		Criminal Damage to Property; By means other than fire or explosive; Damage, deface, destroy, or substantially impair the use of any property with intent to injure or defraud an insurer or lien holder; damage \$25,000 or more	7	9	9	10	Nonperson
21-5813(a)(2)	(c)(2)		Criminal Damage to Property; By means other than fire or explosive; Damage, deface, destroy, or substantially impair the use of any property with intent to injure or defraud an insurer or lien holder; damage at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5813(a)(2)	(c)(3)		Criminal Damage to Property; By means other than fire or explosive; Damage, deface, destroy, or substantially impair the use of any property with intent to injure or defraud; value less than \$1,000 or damaged less than \$1,000	B	C	C	~	Nonperson

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					A	C	S	
21-5813(b)	(d)		Aggravated Criminal Damage to Property; By means other than fire or explosive; Knowingly damage, deface, destroy, or substantially impair the use of any property without consent; value or amount of damage exceeds \$5,000, committed with intent to obtain scrap metal	6	8	8	9	Nonperson
21-5814(a)(1)	(b)(1)(A)		Criminal Use of Explosives; Unauthorized possession, manufacture or transportation of commercial explosives	6	8	8	9	Person
21-5814(a)(1)	(b)(1)(B)(i)		Criminal Use of Explosives; Unauthorized possession, manufacture or transportation of commercial explosives intended to be used to commit a crime or delivered to another knowing such other intends to use such substance to commit a crime	5	7	7	8	Person
21-5814(a)(1)	(b)(1)(B)(ii)		Criminal Use of Explosives; Unauthorized possession, manufacture or transportation of commercial explosives when a public safety officer is placed at risk to defuse such explosive	5	7	7	8	Person
21-5814(a)(1)	(b)(1)(B)(iii)		Criminal Use of Explosives; Unauthorized possession, manufacture or transportation of commercial explosives when introduced into a building in which there is another human being	5	7	7	8	Person
21-5814(a)(2)	(b)(2)		Criminal Use of Explosives; Unauthorized possession, creation or construction of a simulated explosive device with the intent to intimidate or cause alarm to another person	8	10	10	10	Person
21-5815(a)(1)	(b)		Criminal Littering; Recklessly deposit or cause to be deposited any object or substance into, upon or about: Any public street, highway, alley, road, right-of-way, park or other public place, or any lake, stream, watercourse, or other body of water	U	U	C	~	Nonperson
21-5815(a)(2)	(b)		Criminal Littering; Recklessly deposit or cause to be deposited any object or substance into, upon or about: Any private property without consent	U	U	C	~	Nonperson
21-5816(a)(1)	(b)		Tampering with a Landmark; Remove any monument of stone or other durable material, established or created for the purpose of designating the corner of or any other point upon the boundary of any lot or tract of land, or of the state, or any legal subdivision thereof	C	C	C	~	Nonperson
21-5816(a)(2)	(b)		Tampering with a Landmark; Deface or alter marks upon any tree, post or other monument, made for the purpose of designating any point on such boundary	C	C	C	~	Nonperson
21-5816(a)(3)	(b)		Tampering with a Landmark; Cut down or remove any tree, post or other monument bearing marks made for such purpose, with intent to destroy the designating marks	C	C	C	~	Nonperson
21-5816(a)(4)	(b)		Tampering with a Landmark; Deface or alter any inscription on any such marker or monument	C	C	C	~	Nonperson
21-5816(a)(5)	(b)		Tampering with a Landmark; Alter, remove, damage or destroy any public land survey corner or accessory in noncompliance with K.S.A. 58-2011	C	C	C	~	Nonperson
21-5817(a)	(c)(1)		Tampering with a Traffic Signal; Knowingly manipulate, alter, destroy or remove	C	C	C	~	Nonperson
21-5817(b)	(c)(2)		Aggravated Tampering with a Traffic Signal; Tampering which creates an unreasonable risk of an accident causing death or great bodily injury of any person	7	9	9	10	Nonperson

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					A	C	S	
21-5818(a)	(b)		Tampering with a Pipeline; Intentional and unauthorized alteration of or interference with any part of a pipeline	6	8	8	9	Nonperson
21-5819(a)(1)	(b)(1)		Throwing or Casting Rocks; Recklessly throw/push/pitch or cast any rock, stone or other objects onto street, road, highway or railroad right-of-way or upon any vehicle, train or any other conveyance thereon- no damage results	B	C	C	~	Nonperson
21-5819(a)(2)	(b)(2)		Throwing or Casting Rocks; Recklessly throw/push/pitch or cast any rock, stone or other objects onto street, road, highway or railroad right-of-way or upon any vehicle, train or any other conveyance thereon causing damage to vehicle or train or other conveyance	A	B	C	~	Nonperson
21-5819(a)(3)	(b)(3)		Throwing or Casting Rocks; Recklessly throw/push/pitch/or cast any rock, stone or other objects onto street, road, highway or railroad right-of-way or upon any vehicle, train or any other conveyance thereon; causing injury to another person upon such street, road, highway or railroad right-of-way	7	9	9	10	Person
21-5819(a)(4)	(b)(4)		Throwing or Casting Rocks; Recklessly throw/push/pitch/or cast any rock, stone or other objects onto street, road, highway or railroad right-of-way or upon any vehicle, train or any other conveyance thereon; damaging a vehicle/train or other conveyance thereon and injuring a person as a result of the cast or thrown object or as a result of damage to the vehicle in which a person was a passenger when struck by such object	6	8	8	9	Person
21-5820(a)	(b)		Unlawful Posting of Political Pictures and Political Advertisements	C	C	C	~	Nonperson
21-5821(a)	(b)(1)(A)		Giving a Worthless Check; \$25,000 or more	7	9	9	10	Nonperson
21-5821(a)	(b)(1)(B)		Giving a Worthless Check; More than once within a 7 day period if the combined total is \$25,000 or more	7	9	9	10	Nonperson
21-5821(a)	(b)(2)(A)		Giving a Worthless Check; At least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5821(a)	(b)(2)(B)		Giving a Worthless Check; More than once within a 7 day period if the combined total is at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5821(a)	(b)(2)(C)		Giving a Worthless Check; Less than \$1,000 if person has been convicted of giving a worthless check 2 or more times within 5 yrs	9	10	10	10	Nonperson
21-5821(a)	(b)(3)		Giving a Worthless Check; Check drawn less than \$1,000	A	B	C	~	Nonperson
21-5822(a)	(b)		Causing Unlawful Prosecution for Worthless Check	A	B	C	~	Nonperson
21-5823(a)(1)	(b)(1)		Forgery; With intent to defraud; Without authorization; make, alter or endorse any written instrument so it appears to have been made, altered or endorsed by another; alter a written instrument so it appears to have been made at another time or with different provisions; make, alter or endorse any written instrument so it appears to have been made, altered or endorsed with authority	8	10	10	10	Nonperson
21-5823(a)(2)	(b)(1)		Forgery; With intent to defraud; Issuing or delivering a forged instrument knowing it is forged	8	10	10	10	Nonperson

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					A	C	S	
21-5823(a)(3)	(b)(1)		Forgery; With intent to defraud; Possess, with intent to issue or deliver, any forged instrument knowing it is forged	8	10	10	10	Nonperson
21-5824(a)	(b)		False Writing; Make, generate, distribute or draw, any written instrument, electronic data or entry in a book of account knowing that such information falsely states or represents some material matter or is not what it purports to be, and with intent to defraud, obstruct the detection of a theft or felony offense or induce official action	8	10	10	10	Nonperson
21-5825(a)	(b)(1)		Counterfeiting; Retail value \$25,000 or more; 1,000 or more items bearing marks; or 3rd or subs. violation	7	9	9	10	Nonperson
21-5825(a)	(b)(2)		Counterfeiting; Retail value at least \$1000 but less than \$25,000; more than 100 but less than 1,000 items bearing marks; or 2nd violation	9	10	10	10	Nonperson
21-5825(a)	(b)(3)		Counterfeiting; Retail value less than \$1000	A	B	C	~	Nonperson
21-5826(a)	(b)		Destroying a Written Instrument; Tear, cut, burn, erase, obliterate or destroy a written instrument, in whole or in part, with intent to defraud	9	10	10	10	Nonperson
21-5827(a)	(b)		Altering a Legislative Document; Knowingly mutilate, alter or change, otherwise than in the regular course of legislation, any act, bill or resolution introduced into or acted upon by either or both houses of the legislature of this state either before or after such act, bill or resolution has been signed by the governor	9	10	10	10	Nonperson
21-5828(a)(1)	(b)(1)		Criminal Use of Financial Card; Use a financial card without consent of the cardholder; \$25,000 or more within 7 days	7	9	9	10	Nonperson
21-5828(a)(1)	(b)(2)		Criminal Use of Financial Card; Use a financial card without consent of the cardholder; at least \$1,000 but less than \$25,000 within 7 days	9	10	10	10	Nonperson
21-5828(a)(1)	(b)(3)		Criminal Use of a Financial Card; Using a financial card without the consent of the cardholder; value at less than \$1,000 within 7 days	A	B	C	~	Nonperson
21-5828(a)(2)	(b)(1)		Criminal Use of Financial Card; Use a revoked or canceled financial card, or the number or description thereof; \$25,000 or more within 7 days	7	9	9	10	Nonperson
21-5828(a)(2)	(b)(2)		Criminal Use of Financial Card; Use a revoked or canceled financial card, or the number or description thereof; at least \$1000 but less than \$25,000 within 7 days	9	10	10	10	Nonperson
21-5828(a)(2)	(b)(3)		Criminal Use of a Financial Card; Using a financial card, or the number or description, which has been revoked or canceled; value at less than \$1,000 within 7 days	A	B	C	~	Nonperson
21-5828(a)(3)	(b)(1)		Criminal Use of Financial Card; Use a falsified, mutilated, altered or nonexistent financial card or a number or description thereof; \$25,000 or more within 7 days	7	9	9	10	Nonperson
21-5828(a)(3)	(b)(2)		Criminal Use of Financial Card; Use a falsified, mutilated, altered or nonexistent financial card or a number or description thereof; at least \$1,000 but less than \$25,000 within 7 days	9	10	10	10	Nonperson

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					A	C	S	
21-5828(a)(3)	(b)(3)		Criminal Use of a Financial Card; Using a falsified, mutilated, altered or nonexistent financial card or a number or description; value at less than \$1,000 within 7 days	A	B	C	~	Nonperson
21-5829(a)	(b)		Unlawful Manufacture or Disposal of False Tokens	B	C	C	~	Nonperson
21-5830(a)(1)	(b)(1)		Impairing a Security Interest; With intent to defraud secured party; Damage, destroy or conceal any personal property subject to a security interest; \$25,000 or more	7	9	9	10	Nonperson
21-5830(a)(1)	(b)(2)		Impairing a Security Interest; With intent to defraud secured party; Damage, destroy or conceal any personal property subject to a security interest; at least \$1000 but less than \$25, 000	9	10	10	10	Nonperson
21-5830(a)(1)	(b)(3)		Impairing a Security Interest; With intent to defraud the secured party; Damaging, destroying or concealing any personal property subject to a security interest; value less than \$1,000 or security interest less than \$1000	A	B	C	~	Nonperson
21-5830(a)(2)	(b)(1)		Impairing a Security Interest; With intent to defraud secured party; Sell, exchange or otherwise dispose of any personal property subject to a security interest without consent of secured party; \$25,000 or more	7	9	9	10	Nonperson
21-5830(a)(2)	(b)(2)		Impairing a Security Interest; With intent to defraud secured party; Sell, exchange or otherwise dispose of any personal property subject to a security interest without consent of secured party; at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5830(a)(2)	(b)(3)		Impairing a Security Interest; With intent to defraud the secured party; Unauthorized selling, exchanging or otherwise disposing of any personal property subject to a security interest without the written consent of the secured party; value less than \$1,000 or security interest less than \$1,000	A	B	C	~	Nonperson
21-5830(a)(3)	(b)(1)		Impairing a Security Interest; With intent to defraud secured party; Fail to account for the proceeds of the sale, exchange or other disposition of any personal property subject to a security interest; \$25,000 or more	7	9	9	10	Nonperson
21-5830(a)(3)	(b)(2)		Impairing a Security Interest; With intent to defraud secured party; Fail to account for the proceeds of the sale, exchange or other disposition of any personal property subject to a security interest; at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5830(a)(3)	(b)(3)		Impairing a Security Interest; With intent to defraud the secured party; Failure to account to the secured party for the proceeds of the sale, exchange or other disposition of any personal property subject to a security interest; value less than \$1,000 or security interest less than \$1,000	A	B	C	~	Nonperson
21-5831(a)(1)	(b)		Warehouse Receipt Fraud; Make, draw, issue or deliver; a negotiable receipt for goods with knowledge that the goods have not actually been received	10	10	10	10	Nonperson
21-5831(a)(2)	(b)		Warehouse Receipt Fraud; Make, draw, issue or deliver; a negotiable receipt for good with knowledge that the receipt contains a false statement	10	10	10	10	Nonperson

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					A	C	S	
21-5831(a)(3)	(b)		Warehouse Receipt Fraud; Make, draw, issue or deliver; a duplicate or additional negotiable receipt for goods with knowledge that a former negotiable receipt for the same goods or any part thereof is outstanding and uncanceled, without plainly placing "duplicate" on the face thereof	10	10	10	10	Nonperson
21-5832(a)	(b)		Unauthorized Delivery of Stored Goods	A	B	C	~	Nonperson
21-5833(a)(1)	(b)		Automobile Master Key Violation; Selling or offering to sell a motor vehicle master key knowingly designed to fit the ignition switch of more than 1 motor vehicle to an unauthorized person	C	C	C	~	Nonperson
21-5833(a)(2)	(b)		Automobile Master Key Violation; Unauthorized possession of a motor vehicle master key designed to fit the ignition switch of more than 1 motor vehicle	C	C	C	~	Nonperson
21-5834(a)	(b)		Sale of Recut or Regrooved Tires	B	C	C	~	Nonperson
21-5835(a)(1)	(c)		Odometers; Knowingly tamper with, adjust, alter, change, set back, disconnect or fail to connect the odometer of any motor vehicle in order to reflect lower than true mileage	9	10	10	10	Nonperson
21-5835(a)(2)	(c)		Odometers; Operate, with intent to defraud, motor vehicle knowing that the odometer is disconnected or nonfunctional	9	10	10	10	Nonperson
21-5835(a)(3)	(c)		Odometers; Advertise for sale, sell, use or install on any part of a motor vehicle or on any odometer any device which causes the odometer to register other than true mileage	9	10	10	10	Nonperson
21-5835(a)(4)	(c)		Odometers; Sell or offer to sell, with intent to defraud, a motor vehicle knowing that the odometer was tampered with or otherwise altered in order to reflect a lower than true mileage	9	10	10	10	Nonperson
21-5835(b)(1)	(c)		Odometers; Repair or replacement; failure to adjust an odometer or affix a notice regarding such adjustment	9	10	10	10	Nonperson
21-5835(b)(2)	(c)		Odometers; Repair or replacement; remove or alter any notice affixed to a vehicle	9	10	10	10	Nonperson
21-5836(a)	(b)		Unlawful Acts Concerning Certificates of Title; Knowingly fail to show complete chain of title	C	C	C	~	Nonperson
21-5837(a)(1)	(b)		Adding Dockage or Foreign Material to Grain; Knowingly; grain intended to be marketed	9	10	10	10	Nonperson
21-5837(a)(2)	(b)		Adding Dockage or Foreign Material to Grain; Knowingly recombining any dockage or foreign material once removed from grain with any grain intended to be marketed	9	10	10	10	Nonperson
21-5838(a)	(b)		Pyramid Promotional Scheme; Knowingly establish, operate, advertise or promote scheme	9	10	10	10	Nonperson
21-5839(a)(1)	(b)(1)		Computer Crime; Knowingly and without authorization access, damage, modify, alter, destroy, copy, disclose or take possession of a computer, computer system, computer network or other property	8	10	10	10	Nonperson
21-5839(a)(1)	(b)(2)		Computer Crime; Knowingly and without authorization access, damage, modify, alter, destroy, copy, disclose or take possession of a computer, computer system, computer network or other property; if monetary loss to victim is more than \$100,000	5	7	7	8	Nonperson
21-5839(a)(2)	(b)(1)		Computer Crime; Use computer, computer system, computer network or other property for purpose of devising or executing scheme or artifice with intent to defraud	8	10	10	10	Nonperson

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					A	C	S	
21-5839(a)(2)	(b)(2)		Computer Crime; Use computer, computer system, computer network or other property for purpose of devising or executing scheme or artifice with intent to defraud; if monetary loss to victim is more than \$100,000	5	7	7	8	Nonperson
21-5839(a)(3)	(b)(1)		Computer Crime; Knowingly exceed the limits of authorization and damage, modify, alter, destroy, copy, disclose or take possession of a computer, computer system, computer network or any other property	8	10	10	10	Nonperson
21-5839(a)(3)	(b)(2)		Computer Crime; Knowingly exceed the limits of authorization and damage, modify, alter, destroy, copy, disclose or take possession of a computer, computer system, computer network or any other property; if monetary loss to victim is more than \$100,000	5	7	7	8	Nonperson
21-5839(a)(4)	(b)(3)		Computer Crime: Knowing and unauthorized disclosure of number, code or password to access computer or computer network, social networking website or personal electronic content	A	B	C	~	Nonperson
21-5839(a)(5)	(b)(3)		Computer Crime: Knowingly and without authorization access or attempt to access computer, computer system, social networking website, computer network or software, program, documentation, data or property contained therein	A	B	C	~	Nonperson
21-5840(a)(1)	(b)(1)(A)		Counterfeiting Currency; Making, forging or altering note, obligation or security of US with intent to defraud; if total face value \$25,000 or more	7	9	9	10	Nonperson
21-5840(a)(1)	(b)(1)(B)		Counterfeiting Currency; Making, forging or altering note, obligation or security of US with intent to defraud; if total face value less than \$25,000	8	10	10	10	Nonperson
21-5840(a)(2)	(b)(1)(A)		Counterfeiting Currency; Distributing, or possessing with intent to distribute, any obligation or security of US knowing obligation or security has been so made, forged or altered; if total face value \$25,000 or more	7	9	9	10	Nonperson
21-5840(a)(2)	(b)(1)(B)		Counterfeiting Currency; Distributing, or possessing with intent to distribute, any obligation or security of US knowing obligation or security has been so made, forged or altered; if total face value less than \$25,000	8	10	10	10	Nonperson
21-5840(a)(3)	(b)(2)		Counterfeiting Currency; Possessing paper, ink, printer, press, currency plate or other item with intent to produce counterfeit note, currency, obligation, or security of US with intent to defraud	9	10	10	10	Nonperson
21-5901(a)	(b)	R	Treason; Levying war against the state, adhering to its enemies, or giving them aid and comfort	Off-grid	1	2	3	Person
21-5902(a)	(b)		Sedition; Advocating the overthrow or reformation of the existing form of government of this state by violence or unlawful means	7	9	9	10	Nonperson
21-5903(a)(1)	(b)(1)		Perjury; Intentionally and falsely swear, testify, affirm, declare or subscribe to any material fact upon oath or affirmation; in a cause, matter or proceeding other than a felony trial	9	10	10	10	Nonperson

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					A	C	S	
21-5903(a)(1)	(b)(2)		Perjury; Intentionally and falsely swear, testify, affirm, declare or subscribe to any material fact upon oath or affirmation; during felony trial	7	9	9	10	Nonperson
21-5903(a)(2)	(b)(1)		Perjury; Intentionally and falsely subscribe as true and correct under penalty of perjury any material matter in any declaration, verification, certificate or statement as permitted by K.S.A. 53-601; In a cause, matter or proceeding other than a felony trial	9	10	10	10	Nonperson
21-5903(a)(2)	(b)(2)		Perjury; Intentionally and falsely subscribe as true and correct under penalty of perjury any material matter in any declaration, verification, certificate or statement as permitted by K.S.A. 53-601; during felony trial	7	9	9	10	Nonperson
21-5903(a)(3)	(b)(1)		Perjury; Intentionally and falsely subscribing as true and correct under the penalty of perjury the affidavit as provided in K.S.A. 25-1121(c), and amendments thereto	9	10	10	10	Nonperson
21-5903(a)(3)	(b)(2)		Perjury; Intentionally and falsely subscribing as true and correct under the penalty of perjury the affidavit as provided in K.S.A. 25-1121(c), and amendments thereto; during felony trial	7	9	9	10	Nonperson
21-5904(a)(1)(A)	(b)(1)(A)		Interference with Law Enforcement; In the case of a misdemeanor; Falsely reporting to law enforcement officer or state investigative agency that person has committed a crime, knowing the information is false and intending that the officer or agency act in reliance on that information	A	B	C	~	Nonperson
21-5904(a)(1)(A)	(b)(1)(B)		Interference with Law Enforcement; In the case of a felony; Falsely reporting to law enforcement officer or state investigative agency that person has committed a crime, knowing the information is false and intending that the officer or agency act in reliance on that information	8	10	10	10	Nonperson
21-5904(a)(1)(B)	(b)(1)(A)		Interference with Law Enforcement; In the case of a misdemeanor; Falsely reporting to law enforcement officer or state investigative agency that a law enforcement officer has committed a crime or misconduct in such officer's duties knowing such information is false and intending that the officer or agency act in reliance on such information	A	B	C	~	Nonperson
21-5904(a)(1)(B)	(b)(1)(B)		Interference with Law Enforcement; In the case of a felony; Falsely reporting to law enforcement officer or state investigative agency that a law enforcement officer has committed a crime or misconduct in such officer's duties knowing such information is false and intending that the officer or agency act in reliance on such information	8	10	10	10	Nonperson
21-5904(a)(1)(C)	(b)(2)(A)		Interference with Law Enforcement; In the case of a misdemeanor; Falsely reporting to law enforcement officer or state investigative agency any information, knowing that such information is false and intending to influence, impede or obstruct such officer's or agency's duty	A	B	C	~	Nonperson
21-5904(a)(1)(C)	(b)(2)(B)		Interference with Law Enforcement; In the case of a felony; Falsely reporting to law enforcement officer or state investigative agency any information, knowing that such information is false and intending to influence, impede or obstruct such officer's or agency's duty	9	10	10	10	Nonperson

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					A	C	S	
21-5904(a)(1)(D)	(b)(3)		Interference with Law Enforcement; Falsely reporting death or disappearance of a child under 13 and intending that officer shall act in reliance upon such information	8	10	10	10	Nonperson
21-5904(a)(2)	(b)(4)(A)		Interference with Law Enforcement; In the case of a misdemeanor; Concealing, destroying or materially altering evidence with intent to prevent or hinder the apprehension or prosecution of a person	A	B	C	~	Nonperson
21-5904(a)(2)	(b)(4)(B)		Interference with Law Enforcement; In the case of a felony; Concealing, destroying or materially altering evidence with intent to prevent or hinder the apprehension or prosecution of a person	8	10	10	10	Nonperson
21-5904(a)(3)	(b)(5)(A)		Interference with Law Enforcement; In the case of a felony; Knowingly obstruct, resist or oppose any person authorized by law to serve process in service or attempt to serve any writ, warrant, process or order of court or in discharge of any official duty	9	10	10	10	Nonperson
21-5904(a)(3)	(b)(5)(B)		Interference with Law Enforcement; In the case of a misdemeanor; Knowingly obstruct, resist or oppose any person authorized by law to serve process in service or attempt to serve any writ, warrant, process or order of court or in discharge of any official duty	A	B	C	~	Nonperson
21-5905(a)(1)	(b)(1)		Interference with the Judicial Process; Attempting to Influence a Judicial Officer	9	10	10	10	Nonperson
21-5905(a)(2)(A)	(b)(2)		Interference with the Judicial Process; Attempting to influence, impede or obstruct a judicial officer or prosecutor by communicating threat of violence	A	B	C	~	Nonperson
21-5905(a)(2)(B)	(b)(2)		Interference with the Judicial Process; Attempting to influence, impede or obstruct a judicial officer or prosecutor by harassing by repeated vituperative (abusive) communication	A	B	C	~	Nonperson
21-5905(a)(2)(C)	(b)(2)		Interference with the Judicial Process; Attempting to influence, impede or obstruct a judicial officer or prosecutor by picketing, parading or demonstrating near a judicial officer's or prosecutor's residence	A	B	C	~	Nonperson
21-5905(a)(3)	(b)(2)		Interference with the Judicial Process; Attempting to influence, impede or obstruct a judicial officer or prosecutor by picketing, parading or demonstrating in or near a building housing a judicial officer or prosecutor	A	B	C	~	Nonperson
21-5905(a)(4)(A)	(b)(3)(A)		Interference with the Judicial Process; Knowingly accepting or agreeing to accept anything of value as consideration for a promise not to initiate or aid in a prosecution if the crime is a felony	8	10	10	10	Nonperson
21-5905(a)(4)(A)	(b)(3)(B)		Interference with the Judicial Process; Knowingly accepting or agreeing to accept anything of value as consideration for a promise to not to initiate or aid in a prosecution of a person who has committed a misdemeanor	A	B	C	~	Nonperson
21-5905(a)(4)(B)	(b)(3)(A)		Interference with the Judicial Process; Knowingly accepting or agreeing to accept anything of value as consideration for a promise to conceal or destroy evidence of a crime if the crime is a felony	8	10	10	10	Nonperson
21-5905(a)(4)(B)	(b)(3)(B)		Interference with the Judicial Process; Knowingly accepting or agreeing to accept anything of value as consideration for a promise to conceal or destroy evidence of a misdemeanor	A	B	C	~	Nonperson

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					A	C	S	
21-5905(a)(5)(A)	(b)(4)(A)		Interference with the Judicial Process; In the case of a felony; Intentionally in any criminal proceeding or investigation; Induce witness or informant to withhold or unreasonably delay producing testimony, information, document or thing	8	10	10	10	Nonperson
21-5905(a)(5)(A)	(b)(4)(B)		Interference with the Judicial Process; Intentionally in any criminal proceeding or investigation; Induce witness or informant to withhold or unreasonably delay producing testimony, information, document or thing	A	B	C	~	Nonperson
21-5905(a)(5)(B)	(b)(4)(A)		Interference with the Judicial Process; In the case of a felony; Intentionally in any criminal proceeding or investigation; withhold or unreasonably delay production of testimony, information, document or thing after a court orders production of the same	8	10	10	10	Nonperson
21-5905(a)(5)(B)	(b)(4)(B)		Interference with the Judicial Process; Intentionally in any criminal proceeding or investigation; withhold or unreasonably delay production of testimony, information, document or thing after a court orders production of the same	A	B	C	~	Nonperson
21-5905(a)(5)(C)	(b)(4)(A)		Interference with the Judicial Process; In the case of a felony; Intentionally in any criminal proceeding or investigation; Alter, damage, remove or destroy any record, document or thing with intent to prevent its production or use as evidence	8	10	10	10	Nonperson
21-5905(a)(5)(C)	(b)(4)(B)		Interference with the Judicial Process; Intentionally in any criminal proceeding or investigation; Alter, damage, remove or destroy any record, document or thing the intent to prevent its production or use as evidence	A	B	C	~	Nonperson
21-5905(a)(5)(D)	(b)(4)(A)		Interference with the Judicial Process; In the case of a felony; Intentionally in any criminal proceeding or investigation; Make, present, or use a false record, document or thing with intent that the same appear in evidence to mislead the court, master or law enforcement officer	8	10	10	10	Nonperson
21-5905(a)(5)(D)	(b)(4)(B)		Interference with the Judicial Process; Intentionally in any criminal proceeding or investigation; Make, present, or use a false record, document or thing with the intent that the same appear in evidence to mislead the court, master or law enforcement officer	A	B	C	~	Nonperson
21-5905(a)(6)(A)	(b)(5)		Interference with the Judicial Process; Corrupt Conduct of a Juror; Intentionally soliciting, accepting or agreeing to accept a benefit as consideration for a promise to wrongfully give a verdict for or against any party in any proceeding	7	9	9	9	Nonperson
21-5905(a)(6)(B)	(b)(6)		Interference with the Judicial Process; Corrupt Conduct of a Juror; Intentionally promising or agree to wrongfully give a verdict for or against any party in any proceeding	9	10	10	10	Nonperson
21-5905(a)(6)(C)	(b)(6)		Interference with the Judicial Process; Corrupt Conduct of a Juror; Knowingly receive evidence or information pertaining to the trial of which such juror has been or will be sworn, without the authority of the court or officer before whom such juror has been summoned, and without immediate disclosure of the same	9	10	10	10	Nonperson

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					A	C	S	
21-5905(a)(7)	(b)(7)(A)		Interference with the Judicial Process; Knowingly making available personal information about a judge or a judge's immediate family member if dissemination of such information poses an imminent and serious threat to such judge or family member and person knows or reasonably should know of such threat; 1st conviction	A	B	C	~	Person
21-5905(a)(7)	(b)(7)(B)		Interference with the Judicial Process; Knowingly making available personal information about a judge or a judge's immediate family member if dissemination of such information poses an imminent and serious threat to such judge or family member and person knows or reasonably should know of such threat; 2nd or subsequent conviction	9	10	10	10	Person
21-5906(a)(1)	(b)		Criminal Disclosure of a Warrant; Recklessly make public the application or issuance of a warrant	B	C	C	~	Nonperson
21-5906(a)(2)	(b)		Criminal Disclosure of a Warrant; Recklessly make public the contents of affidavit or testimony supporting a warrant	B	C	C	~	Nonperson
21-5907(a)(1)	(b)		Simulating the Legal Process; Distributing any document which simulates, purports to be, or is designed to cause others to believe it to be, a summons, petition, complaint, or other legal process, with the intent to mislead the recipient and cause the recipient to take action in reliance thereon	A	B	C	~	Nonperson
21-5907(a)(2)	(b)		Simulating the Legal Process; Print or distribute any such document in K.S.A. 2011 Supp. 21-5907(a)(1), knowing that it shall be so used	A	B	C	~	Nonperson
21-5909(a)(1)	(c)(1)		Intimidation of Witness or Victim; Prevent or dissuade, or attempt to prevent or dissuade any witness or victim from attending or giving testimony at any civil or criminal trial, proceeding or inquiry authorized by law	B	C	C	~	Person
21-5909(a)(2)(A)	(c)(1)		Intimidation of Witness or Victim; Prevent or dissuade, or attempt to prevent or dissuade any witness, victim or person acting on behalf of a victim from making any report of the victimization of a victim	B	C	C	~	Person
21-5909(a)(2)(B)	(c)(1)		Intimidation of Witness or Victim; Prevent or dissuade, or attempt to prevent or dissuade any witness, victim or person acting on behalf of a victim from causing a complaint, indictment or information to be sought and prosecuted, or causing a violation of probation, parole or assignment to a community correctional services program to be reported and prosecuted, and assisting in its prosecution	B	C	C	~	Person
21-5909(a)(2)(C)	(c)(1)		Intimidation of Witness or Victim; Prevent or dissuade, or attempt to prevent or dissuade any witness, victim or person acting on behalf of a victim from causing a civil action to be filed and prosecuted and assisting in its prosecution	B	C	C	~	Person
21-5909(a)(2)(D)	(c)(1)		Intimidation of Witness or Victim; Prevent or dissuade, or attempt to prevent or dissuade any witness, victim or person acting on behalf of a victim from arresting, causing or seeking the arrest of any person in connection with the victimization of a victim	B	C	C	~	Person
21-5909(b)(1)	(c)(2)		Aggravated Intimidation of a Witness or Victim; Express or implied threat of force or violence against a witness, victim or other person or the property of any witness, victim or other person	6	8	8	9	Person

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21-5909(b)(2)	(c)(2)		Aggravated Intimidation of a Witness or Victim; In furtherance of a conspiracy	6	8	8	9	Person
21-5909(b)(3)	(c)(2)		Aggravated Intimidation of a Witness or Victim; By one who has prior conviction for corruptly influencing a witness, or a violation of this act or any similar crime	6	8	8	9	Person
21-5909(b)(4)	(c)(2)		Aggravated Intimidation of a Witness or Victim; Witness or victim is under 18	6	8	8	9	Person
21-5909(b)(5)	(c)(2)		Aggravated Intimidation of a Witness or Victim; Committed for pecuniary gain or for any other consideration by a person acting upon the request of another person	6	8	8	9	Person
21-5911(a)(1)	(c)(1)		Escape From Custody; While held in custody on a charge, conviction of or arrest for a misdemeanor	A	B	C	~	Nonperson
21-5911(a)(2)	(c)(1)		Escape From Custody; While held in custody on a charge or adjudication or arrest as a juvenile offender where the act, if committed by an adult, would constitute a misdemeanor	A	B	C	~	Nonperson
21-5911(a)(3)	(c)(1)		Escape From Custody; While held in custody on a commitment to the state security hospital as provided in K.S.A. 22-3428, based on a finding that the person committed an act constituting a misdemeanor or by a person 18 years of age or over who is being held in custody on an adjudication of a misdemeanor	A	B	C	~	Nonperson
21-5911(b)(1)(A)	(c)(2)(A)		Aggravated Escape From Custody; While held on charge, conviction of or arrest for a felony	8	10	10	10	Nonperson
21-5911(b)(1)(B)	(c)(2)(B)		Aggravated Escape From Custody; While held on charge, adjudication or arrest as a juvenile offender where act, if committed by adult, would be a felony	5	7	7	8	Nonperson
21-5911(b)(1)(C)	(c)(2)(A)		Aggravated Escape From Custody; While held prior to or upon finding of probable cause for evaluation as a sexually violent predator	8	10	10	10	Nonperson
21-5911(b)(1)(D)	(c)(2)(A)		Aggravated Escape From Custody; While held upon commitment to treatment facility as a sexually violent predator	8	10	10	10	Nonperson
21-5911(b)(1)(E)	(c)(2)(A)		Aggravated Escape From Custody; While held upon a commitment to the state security hospital as provided in K.S.A. 22-3428, based on a finding that the person committed an act constituting a felony	8	10	10	10	Nonperson
21-5911(b)(1)(F)	(c)(2)(A)		Aggravated Escape From Custody; While held in custody by a person 18 or over who is being held on an adjudication of a felony	8	10	10	10	Nonperson
21-5911(b)(1)(G)	(c)(2)(B)		Aggravated Escape From Custody; While held upon incarceration at a state correctional institution in the custody of the secretary of corrections	5	7	7	8	Nonperson
21-5911(b)(2)(A)	(c)(2)(C)		Aggravated Escape From Custody; By use of or threat of violence against any person while held on a charge or conviction of any crime	6	8	8	9	Person
21-5911(b)(2)(B)	(c)(2)(D)		Aggravated Escape From Custody; By use of or threat of violence against any person while held on a charge or adjudication as a juvenile offender where act, if committed by adult, would be a felony	5	7	7	8	Person
21-5911(b)(2)(C)	(c)(2)(C)		Aggravated Escape From Custody; By use of or threat of violence against any person while held prior to or upon a finding of probable cause for evaluation as a sexually violent predator	6	8	8	9	Person

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					A	C	S	
21-5911(b)(2)(D)	(c)(2)(C)		Aggravated Escape From Custody; By use of or threat of violence against any person while held upon commitment to a treatment facility as a sexually violent predator	6	8	8	9	Person
21-5911(b)(2)(E)	(c)(2)(C)		Aggravated Escape From Custody; By use of or threat of violence against any person while held upon a commitment to the state security hospital	6	8	8	9	Person
21-5911(b)(2)(F)	(c)(2)(C)		Aggravated Escape From Custody; By use of or threat of violence against any person while held by a person 18 or over who is being held on charge or adjudication of a misdemeanor or felony	6	8	8	9	Person
21-5911(b)(2)(G)	(c)(2)(D)		Aggravated Escape From Custody; By use of or threat of violence against any person while held upon incarceration at a state correctional institution in the custody of secretary of corrections	5	7	7	8	Person
21-5912(a)(1)	(b)(1)		Aiding an Escape; Assist another to escape from such lawful custody	8	10	10	10	Nonperson
21-5912(a)(1)	(b)(2)		Aiding an Escape; Assist another to escape from such lawful custody; KDOC employee/volunteer or KDOC contractor employee/volunteer	4	6	6	7	Nonperson
21-5912(a)(2)	(b)(1)		Aiding an Escape; Supply to another any object or thing adapted or designed for use in making an escape	8	10	10	10	Nonperson
21-5912(a)(2)	(b)(2)		Aiding an Escape; Supply to another any object or thing adapted or designed for use in making an escape; KDOC employee/volunteer or KDOC contractor employee/volunteer	4	6	6	7	Nonperson
21-5912(a)(3)	(b)(1)		Aiding an Escape; Introduce into an institution any object or thing adapted or designed for use in an escape	8	10	10	10	Nonperson
21-5912(a)(3)	(b)(2)		Aiding an Escape; Introduce into an institution any object or thing adapted or designed for use in an escape; KDOC employee/volunteer or KDOC contractor employee/volunteer	4	6	6	7	Nonperson
21-5913(a)(1)	(b)(1)(A)		Obstructing Apprehension or Prosecution; Knowingly harbor, conceal or aid any person who has committed or has been charged with committing a felony to avoid or escape from arrest, trial, conviction or punishment for such felony	8	10	10	10	Nonperson
21-5913(a)(1)	(b)(1)(B)		Obstructing Apprehension or Prosecution; Knowingly harboring, concealing or aiding a person who has committed or been charged with committing a misdemeanor	C	C	C	~	Nonperson
21-5913(a)(2)	(b)(2)		Obstructing Apprehension or Prosecution; Aiding person required to register under Kansas Offender Registration Act to avoid registration or punishment for failure to comply	5	7	7	8	Person
21-5914(a)(1)	(b)(1)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Introduce or attempt to introduce any item into or upon the grounds of institution or facility	6	8	8	9	Nonperson
21-5914(a)(1)	(b)(2)(A)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Introduce or attempt to introduce any firearms, ammunition, explosives or controlled substance	5	7	7	8	Nonperson
21-5914(a)(1)	(b)(2)(B)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Introduce or attempt to introduce any item defined as contraband by secretary of corrections into a state correctional institution or facility by an employee of such institution or facility	5	7	7	8	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-5914(a)(1)	(b)(2)(C)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Introduce or attempt to introduce any item defined as contraband by secretary of SRS into a care and treatment facility by an employee of such facility	5	7	7	8	Nonperson
21-5914(a)(1)	(b)(2)(D)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Introduce or attempt to introduce any item defined as contraband by commissioner of juvenile justice authority into a juvenile correctional facility by an employee of such facility	5	7	7	8	Nonperson
21-5914(a)(1)	(b)(3)(A)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Introduce or attempt to introduce any firearms, ammunition, explosives or controlled substance; introduced by employee of correctional	4	6	6	7	Nonperson
21-5914(a)(2)	(b)(1)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Taking, sending or attempting to take or send any item from institution or facility	6	8	8	9	Nonperson
21-5914(a)(2)	(b)(2)(A)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Taking, sending or attempting to take or send firearm, ammunition, explosive or controlled substance from institution or facility	5	7	7	8	Nonperson
21-5914(a)(2)	(b)(2)(B)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Taking, sending or attempting to take or send any item defined as contraband by secretary of corrections from state correctional institution or facility; if done by employee of such institution or facility	5	7	7	8	Nonperson
21-5914(a)(2)	(b)(2)(C)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Taking, sending or attempting to take or send any item defined as contraband by secretary of SRS from care or treatment facility; if done by employee of such facility	5	7	7	8	Nonperson
21-5914(a)(2)	(b)(2)(D)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Taking, sending or attempting to take or send any item defined as contraband by commissioner of juvenile justice authority from juvenile correctional facility; if done by employee of such facility	5	7	7	8	Nonperson
21-5914(a)(2)	(b)(3)(A)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Taking, sending or attempting to take or send a firearm, ammunition, explosive or controlled substance from correctional institution or care and treatment facility; if done by employee of such facility	4	6	6	7	Nonperson
21-5914(a)(3)	(b)(1)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Unauthorized possession of any item while in any correctional institution or care and treatment facility	6	8	8	9	Nonperson
21-5914(a)(3)	(b)(2)(A)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Unauthorized possession of any firearm, ammunition, explosive or controlled substance while in any correctional institution or care and treatment facility	5	7	7	8	Nonperson
21-5914(a)(3)	(b)(2)(B)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Unauthorized possession of any item defined as contraband by secretary of corrections while in any correctional institution or facility; if done by employee of such facility	5	7	7	8	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-5914(a)(3)	(b)(2)(C)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Unauthorized possession of any item defined as contraband by secretary of SRS while in care and treatment facility; if done by employee of such facility	5	7	7	8	Nonperson
21-5914(a)(3)	(b)(2)(D)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Unauthorized possession of any item defined as contraband by commissioner of juvenile justice authority while in any juvenile correctional facility; if done by employee of such facility	5	7	7	8	Nonperson
21-5914(a)(3)	(b)(3)(A)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Unauthorized possession of any firearm, ammunition, explosive or controlled substance while in any correctional institution or care and treatment facility; if done by employee of such facility	4	6	6	7	Nonperson
21-5914(a)(4)	(b)(1)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Distribute any item within any correctional institution or care and treatment facility	6	8	8	9	Nonperson
21-5914(a)(4)	(b)(2)(A)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Distribute any firearm, ammunition, explosive or controlled substance within any correctional institution or care and treatment facility	5	7	7	8	Nonperson
21-5914(a)(4)	(b)(2)(B)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Distribute any item defined as contraband by secretary of corrections within any state correctional institution or facility; if done by employee such institution or facility	5	7	7	8	Nonperson
21-5914(a)(4)	(b)(2)(C)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Distribute any item defined as contraband by secretary of SRS within any care and treatment facility; if done by employee of such facility	5	7	7	8	Nonperson
21-5914(a)(4)	(b)(2)(D)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Distribute any item defined as contraband by commissioner of juvenile justice authority within any juvenile correctional facility; if done by employee of such facility	5	7	7	8	Nonperson
21-5914(a)(4)	(b)(3)(A)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Distribute any firearm, ammunition, explosive or controlled substance within any correctional institution or care and treatment facility; if done by employee of such institution or facility	4	6	6	7	Nonperson
21-5914(a)(5)	(b)(1)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Supplying to another who is in lawful custody any object or thing adapted or designed for use in making an escape	6	8	8	9	Nonperson
21-5914(a)(5)	(b)(2)(A)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Supplying to another who is in lawful custody any object or thing adapted or designed for use in making an escape; if such item is a firearm, ammunition, explosive or controlled substance	5	7	7	8	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-5914(a)(5)	(b)(2)(B)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Supplying to another who is in lawful custody any object or thing adapted or designed for use in making an escape; if item defined as contraband by secretary of corrections in a state correctional institution or facility and supplied by employee of such institution or facility	5	7	7	8	Nonperson
21-5914(a)(5)	(b)(2)(C)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Supplying to another who is in lawful custody any object or thing adapted or designed for use in making an escape; if item defined as contraband by secretary of SRS in a care and treatment facility and supplied by employee of such facility	5	7	7	8	Nonperson
21-5914(a)(5)	(b)(2)(D)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Supplying to another who is in lawful custody any object or thing adapted or designed for use in making an escape; if item defined as contraband by commissioner of juvenile justice authority in a juvenile correctional facility and supplied by employee of such facility	5	7	7	8	Nonperson
21-5914(a)(5)	(b)(3)(A)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Supplying to another who is in lawful custody any object or thing adapted or designed for use in making an escape; if such item is a firearm, ammunition, explosive or controlled substance in a correctional institution or care and treatment facility and supplied by employee of such institution or facility	4	6	6	7	Nonperson
21-5914(a)(5)	(b)(3)(B)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Supplying to another who is in lawful custody any object or thing adapted or designed for use in making an escape; if supplied by employee or volunteer of the department of corrections, or employee or volunteer of a contractor under contract to provide services to the department of corrections	4	6	6	7	Nonperson
21-5914(a)(6)	(b)(1)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Introduce into an institution in which a person is confined any object or thing adapted or designed for use in making an escape	6	8	8	9	Nonperson
21-5914(a)(6)	(b)(2)(A)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Introduce into an institution in which a person is confined any object or thing adapted or designed for use in making an escape; If such is a firearm, ammunition, explosive or controlled substance	5	7	7	8	Nonperson
21-5914(a)(6)	(b)(2)(B)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Introduce into an institution in which a person is confined any object or thing adapted or designed for use in making an escape; If item defined as contraband by secretary of corrections in a state correctional institution or facility and introduced by employee of such institution or facility	5	7	7	8	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-5914(a)(6)	(b)(2)(C)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Introduce into an institution in which a person is confined any object or thing adapted or designed for use in making an escape; If item defined as contraband by secretary of SRS in a care and treatment facility and introduced by employee of such facility	5	7	7	8	Nonperson
21-5914(a)(6)	(b)(2)(D)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Introduce into an institution in which a person is confined any object or thing adapted or designed for use in making an escape; If item defined as contraband by commissioner of juvenile justice authority into a juvenile correctional facility by an employee of such facility	5	7	7	8	Nonperson
21-5914(a)(6)	(b)(3)(A)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Introduce into an institution in which a person is confined any object or thing adapted or designed for use in making an escape; if such item is a firearm, ammunition, explosive or controlled substance in a correctional institution or care and treatment facility and introduced by employee of such institution or facility	4	6	6	7	Nonperson
21-5914(a)(6)	(b)(3)(B)		Trafficking in Contraband in Correctional Institution or Care and Treatment Facility; Introduce into an institution in which a person is confined any object or thing adapted or designed for use in making an escape; If introduced by employee or volunteer of the department of corrections, or employee or volunteer of a contractor under contract to provide services to the department of corrections	4	6	6	7	Nonperson
21-5915(a)	(c)(1)		Failure to Appear; Knowingly incurring a forfeiture of an appearance bond and failing to surrender oneself within 30 days of forfeiture by one charged with or convicted of a misdemeanor	B	C	C	~	Nonperson
21-5915(b)	(c)(2)		Aggravated Failure to Appear; Knowingly incurring a forfeiture of an appearance bond and failing to surrender oneself within 30 days of forfeiture or conviction by one who is charged with or convicted of a felony	10	10	10	10	Nonperson
21-5916(a)	(b)		False Signing of a Petition; Knowingly affixing any fictitious or unauthorized signature to document intended to presented to the legislature or any agency or officer of the state	C	C	C	~	Nonperson
21-5917(a)	(c)(1)		False Impersonation	B	C	C	~	Nonperson
21-5917(b)(1)	(c)(2)		Aggravated False Impersonation; Becoming bail or security, or acknowledging or executing any bond or other instrument as bail or security, for any party in any proceeding	9	10	10	10	Nonperson
21-5917(b)(2)	(c)(2)		Aggravated False Impersonation; Confessing any judgment	9	10	10	10	Nonperson
21-5917(b)(3)	(c)(2)		Aggravated False Impersonation; Acknowledging the execution of any conveyance of property, or any other instrument which by law may be recorded	9	10	10	10	Nonperson
21-5917(b)(4)	(c)(2)		Aggravated False Impersonation; Any other act in the course of a suit, proceeding or prosecution whereby the person who is represented or impersonated may be made liable for payment of any debt, damages, costs or sum of money, or such person's rights or interests may be in any manner affected	9	10	10	10	Nonperson

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					A	C	S	
21-5918(a)	(c)(2)		Dealing in False Identification Documents; Knowingly reproducing, manufacturing, selling or offering for sale any identification document which simulates, purports to be or is designed to cause others to believe it to be an identification document and bears a fictitious name or other false information	8	10	10	10	Nonperson
21-5918(b)(1)	(c)(1)		Vital Records; Identity Fraud; Supply false information to obtain a certified copy of a vital record	8	10	10	10	Nonperson
21-5918(b)(2)	(c)(1)		Vital Records; Identity Fraud; Make, counterfeit, alter, amend or mutilate any certified copy of a vital record without lawful authority and with intent to deceive	8	10	10	10	Nonperson
21-5918(b)(3)	(c)(1)		Vital Records; Identity Fraud; Obtain, possess, use, sell or furnish or attempt to obtain, possess or furnish to another a certified copy of a vital record with the intent to deceive	8	10	10	10	Nonperson
21-5919(a)(1)	(b)		Performance of an Unauthorized Official Act; Knowingly and without lawful authority conducting a marriage ceremony	B	C	C	~	Nonperson
21-5919(a)(2)	(b)		Performance of an Unauthorized Official Act; Knowingly and without lawful authority certifying an acknowledgment of the execution of any document which by law may be recorded	B	C	C	~	Nonperson
21-5920(a)	(b)		Tampering with a Public Record; Knowingly and without authority alter, destroy, deface, remove or conceal a public record	A	B	C	~	Nonperson
21-5921(a)	(b)		Tampering with a Public Notice; Knowingly and without authority alter, destroy, deface, remove or conceal a public notice posted according to law	C	C	C	~	Nonperson
21-5922(a)(1)	(c)(1)		Interference With Conduct of Public Business; Knowingly deny to any public official, public employee, or any invitee on such premises, the lawful rights of such official, employee, or invitee to enter, to use the facilities or to leave any such public building	A	B	C	~	Nonperson
21-5922(a)(2)	(c)(1)		Interference With Conduct of Public Business; Knowingly impede any public official or employee in the lawful performance of duties or activities through the use of restraint, abduction, coercion, or intimidation or by force and violence or threat thereof	A	B	C	~	Nonperson
21-5922(a)(3)	(c)(1)		Interference With Conduct of Public Business; Knowingly refuse or fail to leave any public building upon being requested to do so by the chief administrative officer if such person is committing, threatens to commit, or incites others to commit, any act which did or would if completed, disrupt, impair, interfere with, or obstruct the lawful missions, processes, procedures or functions being carried on in such public building	A	B	C	~	Nonperson
21-5922(a)(4)	(c)(1)		Interference With Conduct of Public Business; Knowingly impede, disrupt or hinder the normal proceedings of any meeting or session conducted by a judicial or legislative body or official, by any act of intrusion or by any act designed to intimidate, coerce or hinder any member of such body or any official engaged in the performance of duties at such meeting or session	A	B	C	~	Nonperson
21-5922(a)(5)	(c)(1)		Interference With Conduct of Public Business; Knowingly impede, disrupt or hinder the normal proceedings of any executive body or official, by any act of intrusion	A	B	C	~	Nonperson

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					A	C	S	
21-5922(b)	(c)(2)		Aggravated Interference with Public Business; Interference when in possession of firearm or weapon	6	8	8	9	Person
21-5923(a)	(b)		Unlawful Disclosure of Authorized Interception of Wire	10	10	10	10	Nonperson
21-5924(a)(1)	(b)(1)		Protection Orders; Knowingly violate a protection from abuse order	A	B	C	~	Person
21-5924(a)(2)	(b)(1)		Protection Orders; Knowingly violate a protective order issued by a court or tribunal of any state or Indian tribe	A	B	C	~	Person
21-5924(a)(3)	(b)(1)		Protection Orders; Knowingly violate a restraining order	A	B	C	~	Person
21-5924(a)(4)	(b)(1)		Protection Orders; Knowingly violate an order issued as a condition of pretrial release, diversion, probation, suspended sentence or postrelease supervision	A	B	C	~	Person
21-5924(a)(5)	(b)(1)		Protection Orders; Knowingly violate an order issued as a condition of release after conviction or as a condition of a supersedeas bond pending disposition of an appeal	A	B	C	~	Person
21-5924(a)(6)	(b)(1)		Protection Orders; Knowingly violate a protection from stalking, sexual assault, or human trafficking order	A	B	C	~	Person
21-5924(b)(2)	same		Protection Orders; Knowingly violate an extended protective order of abuse or stalking	6	8	8	9	Person
21-5927(a)(1)(A)	(b)(1)(A)		Medicaid fraud; Make false or fraudulent claim for payment for any goods, service, item, facility, or accommodation; Aggregate payments claimed \$250,000 or more	3	5	5	6	Nonperson
21-5927(a)(1)(A)	(b)(1)(B)		Medicaid fraud; Make false or fraudulent claim for payment for any goods, service, item, facility, or accommodation; Aggregate payments claimed at least \$100,000 but less than \$250,000	5	7	7	8	Nonperson
21-5927(a)(1)(A)	(b)(1)(C)		Medicaid fraud; Make false or fraudulent claim for payment for any goods, service, item, facility, or accommodation; Aggregate payments claimed at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
21-5927(a)(1)(A)	(b)(1)(D)		Medicaid fraud; Make false or fraudulent claim for payment for any goods, service, item, facility, or accommodation; Aggregate payments claimed at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5927(a)(1)(A)	(b)(1)(E)		Medicaid fraud; Make false or fraudulent claim for payment for any goods, service, item, facility, or accommodation; Aggregate payments claimed less than \$1,000	A	B	C	~	Nonperson
21-5927(a)(1)(A)	(b)(2)(A)		Medicaid fraud; Make false or fraudulent claim for payment for any goods, service, item, facility, or accommodation; When great bodily harm results from such act	4	6	6	7	Person
21-5927(a)(1)(A)	(b)(2)(B)		Medicaid fraud; Make false or fraudulent claim for payment for any goods, service, item, facility, or accommodation; When death results from such act	1	3	3	4	Person
21-5927(a)(1)(B)	(b)(1)(A)		Medicaid fraud; Make any false or fraudulent statement/representation for use in determining payments; Aggregate payments claimed \$250,000 or more	3	5	5	6	Nonperson
21-5927(a)(1)(B)	(b)(1)(B)		Medicaid fraud; Make any false or fraudulent statement/representation for use in determining payments; Aggregate payments claimed at least \$100,000 but less than \$250,000	5	7	7	8	Nonperson
21-5927(a)(1)(B)	(b)(1)(C)		Medicaid fraud; Make any false or fraudulent statement/representation for use in determining payments; Aggregate payments claimed at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson

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					A	C	S	
21-5927(a)(1)(B)	(b)(1)(D)		Medicaid fraud; Make any false or fraudulent statement/representation for use in determining payments; Aggregate payments claimed at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5927(a)(1)(B)	(b)(1)(E)		Medicaid fraud; Make any false or fraudulent statement/representation for use in determining payments; Aggregate payments claimed less than \$1,000	A	B	C	~	Nonperson
21-5927(a)(1)(B)	(b)(2)(A)		Medicaid fraud; Make any false or fraudulent statement/representation for use in determining payments; When great bodily harm results from such act	4	6	6	7	Person
21-5927(a)(1)(B)	(b)(2)(B)		Medicaid fraud; Make any false or fraudulent statement/representation for use in determining payments; When death results from such act	1	3	3	4	Person
21-5927(a)(1)(C)	(b)(1)(A)		Medicaid fraud; Make any false or fraudulent report or filing used in computing or determining a rate of payment; Aggregate payments claimed \$250,000 or more	3	5	5	6	Nonperson
21-5927(a)(1)(C)	(b)(1)(B)		Medicaid fraud; Make any false or fraudulent report or filing used in computing or determining a rate of payment; Aggregate payments claimed at least \$100,000 but less than \$250,000	5	7	7	8	Nonperson
21-5927(a)(1)(C)	(b)(1)(C)		Medicaid fraud; Make any false or fraudulent report or filing used in computing or determining a rate of payment for any goods, service, item, facility or accommodation; Aggregate payments claimed at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
21-5927(a)(1)(C)	(b)(1)(D)		Medicaid fraud; Make any false or fraudulent report or filing used in computing or determining a rate of payment; Aggregate payments claimed at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5927(a)(1)(C)	(b)(1)(E)		Medicaid fraud; Make any false or fraudulent report or filing used in computing or determining a rate of payment; Aggregate payments claimed less than \$1,000	A	B	C	~	Nonperson
21-5927(a)(1)(C)	(b)(2)(A)		Medicaid fraud; Make any false or fraudulent report or filing used in computing or determining a rate of payment; When great bodily harm results from such act	4	6	6	7	Person
21-5927(a)(1)(C)	(b)(2)(B)		Medicaid fraud; Make any false or fraudulent report or filing used in computing or determining a rate of payment; When death results from such act	1	3	3	4	Person
21-5927(a)(1)(D)	(b)(1)(A)		Medicaid fraud; Make any false or fraudulent statement/representation in connection with any report or filing used in computing or determining a rate of payment; Aggregate payments claimed \$250,000 or more	3	5	5	6	Nonperson
21-5927(a)(1)(D)	(b)(1)(B)		Medicaid fraud; Make any false or fraudulent statement/representation in connection with any report or filing used in computing or determining a rate of payment; Aggregate payments claimed at least \$100,000 but less than \$250,000	5	7	7	8	Nonperson
21-5927(a)(1)(D)	(b)(1)(C)		Medicaid fraud; Make any false or fraudulent statement/representation in connection with any report or filing used in computing or determining a rate of payment for any goods, service, item, facility or accommodation; Aggregate payments claimed at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson

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					A	C	S	
21-5927(a)(1)(D)	(b)(1)(D)		Medicaid fraud; Make any false or fraudulent statement/representation in connection with any report or filing used in computing or determining a rate of payment; Aggregate payments claimed at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5927(a)(1)(D)	(b)(1)(E)		Medicaid fraud; Make any false or fraudulent statement/representation in connection with any report or filing used in computing or determining a rate of payment; Aggregate payments claimed less than \$1,000	A	B	C	~	Nonperson
21-5927(a)(1)(D)	(b)(2)(A)		Medicaid fraud; Make any false or fraudulent statement/representation in connection with any report or filing used in computing or determining a rate of payment; When great bodily harm results from such act	4	6	6	7	Person
21-5927(a)(1)(D)	(b)(2)(B)		Medicaid fraud; Make any false or fraudulent statement/representation in connection with any report or filing used in computing or determining a rate of payment; When death results from such act	1	3	3	4	Person
21-5927(a)(1)(E)	(b)(1)(A)		Medicaid fraud; Knowingly make any false statement/representation for use by another in obtaining any goods, service, item, facility or accommodation under the Medicaid program; Aggregate payments claimed \$250,000 or more	3	5	5	6	Nonperson
21-5927(a)(1)(E)	(b)(1)(B)		Medicaid fraud; Knowingly make any false statement/representation for use by another in obtaining any goods, service, item, facility or accommodation under the Medicaid program; Aggregate payments claimed at least \$100,000 but less than \$250,000	5	7	7	8	Nonperson
21-5927(a)(1)(E)	(b)(1)(C)		Medicaid fraud; Knowingly make any false statement/representation for use by another in obtaining any goods, service, item, facility or accommodation under the Medicaid program; Aggregate payments claimed at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
21-5927(a)(1)(E)	(b)(1)(D)		Medicaid fraud; Knowingly make any false statement/representation for use by another in obtaining any goods, service, item, facility or accommodation under the Medicaid program; Aggregate payments claimed at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5927(a)(1)(E)	(b)(1)(E)		Medicaid fraud; Knowingly make any false statement/representation for use by another in obtaining any goods, service, item, facility or accommodation under the Medicaid program; Aggregate payments claimed less than \$1,000	A	B	C	~	Nonperson
21-5927(a)(1)(E)	(b)(2)(A)		Medicaid fraud; Knowingly make any false statement/representation for use by another in obtaining any goods, service, item, facility or accommodation under the Medicaid program; When great bodily harm results from such act	4	6	6	7	Person
21-5927(a)(1)(E)	(b)(2)(B)		Medicaid fraud; Knowingly make any false statement/representation for use by another in obtaining any goods, service, item, facility or accommodation under the Medicaid program; When death results from such act	1	3	3	4	Person

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-5927(a)(1)(F)	(b)(1)(A)		Medicaid fraud; Make any claim for payment for any goods, service, item, facility, or accommodation, not medically necessary; Aggregate payments claimed \$250,000 or more	3	5	5	6	Nonperson
21-5927(a)(1)(F)	(b)(1)(B)		Medicaid fraud; Make any claim for payment for any goods, service, item, facility, or accommodation, not medically necessary; Aggregate payments claimed at least \$100,000 but less than \$250,000	5	7	7	8	Nonperson
21-5927(a)(1)(F)	(b)(1)(C)		Medicaid fraud; Make any claim for payment, for any goods, service, item, facility, or accommodation, not medically necessary; Aggregate payments claimed at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
21-5927(a)(1)(F)	(b)(1)(D)		Medicaid fraud; Make any claim for payment for any goods, service, item, facility, or accommodation, not medically necessary; Aggregate payments claimed at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5927(a)(1)(F)	(b)(1)(E)		Medicaid fraud; Make any claim for payment for any goods, service, item, facility, or accommodation, not medically necessary; Aggregate payments claimed less than \$1,000	A	B	C	~	Nonperson
21-5927(a)(1)(F)	(b)(2)(A)		Medicaid fraud; Make any claim for payment for any goods, service, item, facility, or accommodation, not medically necessary; When great bodily harm results from such act	4	6	6	7	Person
21-5927(a)(1)(F)	(b)(2)(B)		Medicaid fraud; Make any claim for payment for any goods, service, item, facility, or accommodation, not medically necessary; When death results from such act	1	3	3	4	Person
21-5927(a)(1)(G)	(b)(1)(A)		Medicaid fraud; Make any wholly or partially false or fraudulent book, record, document, data or instrument, which is required to be kept or kept as documentation; Aggregate payments claimed \$250,000 or more	3	5	5	6	Nonperson
21-5927(a)(1)(G)	(b)(1)(B)		Medicaid fraud; Make any wholly or partially false or fraudulent book, record, document, data or instrument, which is required to be kept or kept as documentation; Aggregate payments claimed at least \$100,000 but less than \$250,000	5	7	7	8	Nonperson
21-5927(a)(1)(G)	(b)(1)(C)		Medicaid fraud; Make any wholly or partially false or fraudulent book, record, document, data or instrument, which is required to be kept or kept as documentation; Aggregate payments claimed at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
21-5927(a)(1)(G)	(b)(1)(D)		Medicaid fraud; Make any wholly or partially false or fraudulent book, record, document, data or instrument, which is required to be kept or kept as documentation; Aggregate payments claimed at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-5927(a)(1)(G)	(b)(1)(E)		Medicaid fraud; Make any wholly or partially false or fraudulent book, record, document, data or instrument, which is required to be kept or kept as documentation; Aggregate payments claimed less than \$1,000	A	B	C	~	Nonperson
21-5927(a)(1)(G)	(b)(2)(A)		Medicaid fraud; Make any wholly or partially false or fraudulent book, record, document, data or instrument, which is required to be kept or kept as documentation; When great bodily harm results from such act	4	6	6	7	Person

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					A	C	S	
21-5927(a)(1)(G)	(b)(2)(B)		Medicaid fraud; Make any wholly or partially false or fraudulent book, record, document, data or instrument, which is required to be kept or kept as documentation; When death results from such act	1	3	3	4	Person
21-5927(a)(1)(H)	(b)(3)		Medicaid fraud; Submit false or fraudulent book, record, document, data or instrument to a LEO, attorney general, or to the department of SRS, in connection with any audit or investigation	9	10	10	10	Nonperson
21-5927(a)(1)(I)	(b)(3)		Medicaid fraud; False or fraudulent statement/representation made with intent to influence an official, employee/agent of a state or federal agency having regulatory or administrative authority over the Kansas Medicaid program	9	10	10	10	Nonperson
21-5927(a)(2)	(b)(1)(A)		Medicaid fraud; intentionally executing or attempting a scheme or artifice to defraud medicaid program or contractor or subcontractor thereof; Aggregate payments claimed \$250,000 or more	3	5	5	6	Nonperson
21-5927(a)(2)	(b)(1)(B)		Medicaid fraud; intentionally executing or attempting a scheme or artifice to defraud medicaid program or contractor or subcontractor thereof; Aggregate payments claimed at least \$100,000 but less than \$250,000	5	7	7	8	Nonperson
21-5927(a)(2)	(b)(1)(C)		Medicaid fraud; intentionally executing or attempting a scheme or artifice to defraud medicaid program or contractor or subcontractor thereof; Aggregate payments claimed at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
21-5927(a)(2)	(b)(1)(D)		Medicaid fraud; intentionally executing or attempting a scheme or artifice to defraud medicaid program or contractor or subcontractor thereof; Aggregate payments claimed at least \$1000 but less than \$25,000	9	10	10	10	Nonperson
21-5927(a)(2)	(b)(1)(E)		Medicaid fraud; intentionally executing or attempting a scheme or artifice to defraud medicaid program or contractor or subcontractor thereof; Aggregate payments claimed less than \$1,000	A	B	C	~	Nonperson
21-5927(a)(2)	(b)(2)(A)		Medicaid fraud; intentionally executing or attempting a scheme or artifice to defraud medicaid program or contractor or subcontractor thereof; When great bodily harm results from such act	4	6	6	7	Person
21-5927(a)(2)	(b)(2)(B)		Medicaid fraud; intentionally executing or attempting a scheme or artifice to defraud medicaid program or contractor or subcontractor thereof; When death results from such act	1	3	3	4	Person
21-5928(a)(1)	(c)		Medicaid fraud; Intentionally solicit or receive any remuneration, including kickbacks, bribes or rebates for Medicaid goods	7	9	9	10	Nonperson
21-5928(a)(2)	(c)		Medicaid fraud; Intentionally offer or pay any remuneration, including kickbacks, bribes or rebates to any person for Medicaid goods	7	9	9	10	Nonperson
21-5928(a)(3)	(c)		Medicaid fraud; Intentionally divide or share any funds illegally obtained from the Medicaid program	7	9	9	10	Nonperson
21-5928(b)	(c)		Medicaid fraud; Intentionally trade a Medicaid number for money or other remuneration; sign for services not received; sell or exchange Medicaid goods purchased or provided under the Medicaid program for value	7	9	9	10	Nonperson

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					A	C	S	
21-5929(a)(1)	(b)		Obstruction of a Medicaid Fraud Investigation; Falsifying, concealing or covering up material fact by any trick, misstatement, scheme or device	9	10	10	10	Nonperson
21-5929(a)(2)	(b)		Obstruction of a Medicaid Fraud Investigation; Knowingly making false writing or document	9	10	10	10	Nonperson
21-5930(a)(1)	(b)		Failure to Maintain Adequate Records; Negligently fail to maintain records necessary to fully disclose the nature of goods, services, items, facilities or accommodations for which a medicaid claim was submitted or payment received	A	B	C	~	Nonperson
21-5930(a)(2)	(b)		Failure to Maintain Adequate Records; Negligently fail to maintain records necessary to fully disclose all income and expenditures upon which rates of medical payments were based	A	B	C	~	Nonperson
21-5931(a)	(b)		Medicaid; Intentional destruction or concealment of records	9	10	10	10	Nonperson
21-5935(a)	(b)		Failure to register an aircraft	8	10	10	10	Nonperson
21-5936(a)(1)	(b)		Fraudulent Aircraft Registration; Own, possess or operate any aircraft knowing it is registered to a nonexistent person, firm, business or corporation or to a firm, business or corporation which is no longer a legal entity	8	10	10	10	Nonperson
21-5936(a)(2)	(b)		Fraudulent Aircraft Registration; Knowingly supply false information in regard to the name, address, business name or business address of the owner of an aircraft in or operated in the state	8	10	10	10	Nonperson
21-5936(a)(3)	(b)		Fraudulent Aircraft Registration; Knowingly supply false information in regard to ownership of an aircraft in or operated in this state if it is determined that the firm, business or corporation is not, or has never been, a legal entity in this state or any other state or has lapsed as an entity	8	10	10	10	Nonperson
21-5937(a)(1)	(b)		Fraudulent Acts; Aircraft Identification Numbers; Buy, distribute, receive, dispose of, conceal, operate or have in possession any aircraft or part thereof on which the assigned identification numbers do not meet the requirements of the federal aviation regulations	8	10	10	10	Nonperson
21-5937(a)(2)	(b)		Fraudulent Acts; Aircraft Identification Numbers; Possess, manufacture, distribute or exchange or give away any counterfeit manufacturer's aircraft identification number plate or decal used for the purpose of identification of any aircraft	8	10	10	10	Nonperson
21-5938(a)(1)	(c)(1)		Failure to Report the Disappearance of a Child under 13; Knowingly failing to report the disappearance to law enforcement officer or agencies by parent, legal guardian or caretaker when person knows or reasonably should know child has been missing, with intent to conceal commission of a crime	8	10	10	10	Nonperson
21-5938(a)(2)	(c)(1)		Failure to Report the Disappearance of a Child under 13; Knowingly failing to report the disappearance to law enforcement officer or agencies by parent, legal guardian or caretaker when person knows that child is missing and has reason to believe that child is in imminent danger of death or great bodily harm	8	10	10	10	Nonperson
21-5938(b)(1)(A)	(c)(2)(A)		Failure to Report the Death of a Child; Knowingly failing to report the death to law enforcement officer or agencies with intent to conceal a crime by parent, legal guardian or caretaker	8	10	10	10	Nonperson

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					A	C	S	
21-5938(b)(1)(B)	(c)(2)(B)		Failure to Report the Death of a Child; Knowingly failing to report the death to law enforcement officer or agencies with intent to conceal a crime by certain person required to report abuse or neglect in K.S.A. 38-2223	B	C	C	~	Nonperson
21-5939(a)	(b)		Automated Sales Suppression Devices; Knowingly selling, purchasing, installing, transferring, manufacturing, creating, designing, updating, repairing, using, or possessing an automated sales suppression device, zapper or phantom-ware	7	9	9	10	Nonperson
21-6001(a)(1)	(b)		Bribery; Intent to improperly influence a public official, offer, give or promise to give, directly or indirectly, to any public official benefit, reward or consideration which public official is not permitted to accept, in exchange for performance or omission of performance of public official's duty or promise to perform or omit to perform powers or duties	7	9	9	10	Nonperson
21-6001(a)(2)	(b)		Bribery; Public official intentionally requesting, receiving or agreeing to receive, directly or indirectly, any benefit, reward or consideration, which public official is not permitted to accept, with intent to improperly influence such public official and in exchange for performance or omission of performance of public official's powers or duties or promise to perform or omit performance of powers or duties	7	9	9	10	Nonperson
21-6002(a)(1)	(b)(1)(A)		Official Misconduct; Knowingly use aircraft, vehicle or vessel for private benefit or gain	A	B	C	~	Nonperson
21-6002(a)(2)	(b)(1)(A)		Official Misconduct; Knowingly fail to serve civil process as required by law	A	B	C	~	Nonperson
21-6002(a)(3)	(b)(1)(A)		Official Misconduct; Use confidential information for private benefit or gain or to intentionally harm another	A	B	C	~	Nonperson
21-6002(a)(4)(A)	(b)(1)(A)		Official Misconduct; Unauthorized disclosure of bid information	A	B	C	~	Nonperson
21-6002(a)(4)(B)	(b)(1)(A)		Official Misconduct; Unauthorized acceptance of bid after deadline has passed	A	B	C	~	Nonperson
21-6002(a)(4)(C)	(b)(1)(A)		Official Misconduct; Unauthorized alteration of bid or proposal	A	B	C	~	Nonperson
21-6002(a)(5)	(b)(1)(B)(i)		Official Misconduct; Knowingly destroy, tamper with or conceal evidence of a felony	8	10	10	10	Nonperson
21-6002(a)(5)	(b)(1)(B)(ii)		Official Misconduct; Knowingly destroy, tamper with or conceal evidence of a misdemeanor crime	A	B	C	~	Nonperson
21-6002(a)(6)	(b)(1)(C)(i)		Official Misconduct; Knowingly submit a claim for expenses which is false or duplicate; \$25,000 or more	7	9	9	10	Nonperson
21-6002(a)(6)	(b)(1)(C)(ii)		Official Misconduct; Knowingly submit a claim for expenses which is false or duplicate; at least \$1,000 but < \$25,000	9	10	10	10	Nonperson
21-6002(a)(6)	(b)(1)(C)(iii)		Official Misconduct; Knowingly submit false claim; claim less than \$1,000	A	B	C	~	Nonperson
21-6003(a)	(b)		Compensation for Past Official Acts	B	C	C	~	Nonperson
21-6004(a)	(c)(1)(A)		Presenting False Claim; With intent to defraud; \$25,000 or more	7	9	9	10	Nonperson
21-6004(a)	(c)(1)(B)		Presenting False Claim; With intent to defraud; At least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-6004(a)	(c)(1)(C)		Presenting False Claim; With Intent to Defraud; claim less than \$1,000	A	B	C	~	Nonperson
21-6004(b)	(c)(1)(A)		Permitting False Claim; \$25,000 or more	7	9	9	10	Nonperson

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					A	C	S	
21-6004(b)	(c)(1)(B)		Permitting False Claim; At least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-6004(b)	(c)(1)(C)		Permitting False Claim; Claim less than \$1,000	A	B	C	~	Nonperson
21-6005(a)	(b)(1)(A)		Misuse of Public Funds; Aggregate is \$100,000 or more	5	7	7	8	Nonperson
21-6005(a)	(b)(1)(B)		Misuse of Public Funds; Aggregate is at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
21-6005(a)	(b)(1)(C)		Misuse of Public Funds; Aggregate is at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-6005(a)	(b)(1)(D)		Misuse of Public Funds; Aggregate is less than \$1,000	A	B	C	~	Nonperson
21-6006(a)	(b)		Unlawful Use of State Postage	C	C	C	~	Nonperson
21-6101(a)(1)	(b)(1)		Breach of Privacy; Knowingly and without authority; Intercepting, without consent of sender or receiver, a message by telephone, telegraph, letter or other means of private communication	A	B	C	~	Nonperson
21-6101(a)(2)	(b)(1)		Breach of Privacy; Knowingly and without authority; Divulging, without consent of sender or receiver, the existence or contents of intercepted message	A	B	C	~	Nonperson
21-6101(a)(3)	(b)(1)		Breach of Privacy; Knowingly and without authority; Enter with intent to listen surreptitiously to private conversations in a private place or to observe the personal conduct of any other person entitled to privacy therein	A	B	C	~	Nonperson
21-6101(a)(4)	(b)(1)		Breach of Privacy; Install or use outside or inside a private place any device for hearing, recording, amplifying or broadcasting sounds	A	B	C	~	Nonperson
21-6101(a)(5)	(b)(1)		Breach of Privacy; Install or use any device or equipment for the interception of any telephone, telegraph or other wire or wireless communication	A	B	C	~	Nonperson
21-6101(a)(6)	(b)(2)(A)		Breach of Privacy; Knowingly and without authority; Installing or using a concealed camera of any type, to secretly photograph or record by electronic or other means, another, who is nude or in a state of undress, or record under or through the clothing being worn by that other person, for the purpose of viewing the body of, or the undergarments worn by, that other person, without consent or knowledge of that other person, with intent to invade the privacy	8	10	10	10	Person
21-6101(a)(6)	(b)(2)(B)		Breach of Privacy; Knowingly and without authority; Installing or using a concealed camera of any type, to secretly photograph or record by electronic or other means, another, who is nude or in a state of undress, or record under or through the clothing being worn by that other person, for the purpose of viewing the body of, or the undergarments worn by, that other person, without consent or knowledge of that other person, with intent to invade the privacy; 2nd offense within 5 years	5	7	7	8	Person
21-6101(a)(7)	(b)(3)		Breach of Privacy; Knowingly and without authority; Disseminating or permitting the dissemination of any videotape, photograph, film or image obtained in violation of subsection (a)(6)	5	7	7	8	Person

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					A	C	S	
21-6101(a)(8)	(b)(2)(A)		Breach of Privacy; Disseminating any videotape photograph, film or image of another identifiable person 18 years of age or older who is nude or engaged in sexual activity and under circumstances in which such identifiable person had a reasonable expectation of privacy, with the intent to harass, threaten or intimidate such identifiable person, and such identifiable person did not consent to such dissemination	8	10	10	10	Person
21-6101(a)(8)	(b)(2)(B)		Breach of Privacy; Disseminating any videotape photograph, film or image of another identifiable person 18 years of age or older who is nude or engaged in sexual activity and under circumstances in which such identifiable person had a reasonable expectation of privacy, with the intent to harass, threaten or intimidate such identifiable person, and such identifiable person did not consent to such dissemination; 2nd or subsequent offense	5	7	7	8	Person
21-6102(a)(1)	(b)		Denial of Civil Rights; Intentionally denying services, facilities, privileges and advantages of any institution, department or agency of the state of Kansas or any political subdivision or municipality thereof	A	B	C	~	Nonperson
21-6102(a)(2)	(b)		Denial of Civil Rights; Intentionally denying goods, services, facilities, privileges, advantages and accommodations of any establishment providing lodging to transient guests for hire; of any establishment engaged in selling food or beverage to the public; or of any place of recreation, amusement, exhibition or entertainment which is open to members of the public	A	B	C	~	Nonperson
21-6102(a)(3)	(b)		Denial of Civil Rights; Intentionally denying services, privileges and advantages of any facility for the public transportation of persons or goods	A	B	C	~	Nonperson
21-6102(a)(4)	(b)		Denial of Civil Rights; Intentionally denying services, facilities, privileges and advantages of any establishment which offers personal or professional services to members of the public	A	B	C	~	Nonperson
21-6102(a)(5)	(b)		Denial of Civil Rights; Intentionally denying exercise of the right to vote	A	B	C	~	Nonperson
21-6103(a)(1)(A)	(b)		Criminal False Communication; Knowingly communicating to another, false information that will tend to expose another living person to public hatred, contempt or ridicule	A	B	C	~	Nonperson
21-6103(a)(1)(B)	(b)		Criminal False Communication; Knowingly communicating to another, false information that will tend to deprive such person of the benefits of public confidence and social acceptance	A	B	C	~	Nonperson
21-6103(a)(1)(C)	(b)		Criminal False Communication; Knowingly communicating to another, false information that will tend to degrade and vilify the memory of one who is dead and to scandalize or provoke surviving relatives and friends	A	B	C	~	Nonperson
21-6103(a)(2)	(b)		Criminal False Communication; Recklessly circulating false information or rumors with intent to injure financial standing or reputation of business or individual	A	B	C	~	Nonperson
21-6104(a)	(b)		Income Tax Returns; Unauthorized disclosure or use of information for commercial purposes	A	B	C	~	Nonperson

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					A	C	S	
21-6105(a)	(b)		Unjustifiably Exposing a Convicted or Charged Person; Communicating or threatening to communicate information that a person has been charged with or convicted of a felony, with intent to interfere with the employment or business of such person	B	C	C	~	Nonperson
21-6106(a)(1)	(b)		Unlawful Public Demonstration at a Funeral; Engaging in public demonstration within 150 feet of any entrance to cemetery, church, mortuary or other funeral location, within one hour prior to scheduled commencement of funeral, during funeral or within 2 hours following completion of funeral	B	C	C	~	Person
21-6106(a)(2)	(b)		Unlawful Public Demonstration at a Funeral; Knowingly obstruct, hinder, impede or block another person's entry to or exit from a funeral	B	C	C	~	Person
21-6106(a)(3)	(b)		Unlawful Public Demonstration at a Funeral; Knowingly impede vehicles which are part of a funeral procession	B	C	C	~	Person
21-6107(a)(1)	(c)(1)(A)		Identity Theft; Obtaining, possessing, transferring, using, selling or purchasing personal identifying information, with intent to defraud, to receive a benefit; monetary loss \$100,000 or less	8	10	10	10	Nonperson
21-6107(a)(1)	(c)(1)(B)		Identity Theft; Obtaining, possessing, transferring, using, selling or purchasing personal identifying information, with intent to defraud, to receive a benefit; monetary loss more than \$100,000	5	7	7	8	Nonperson
21-6107(a)(2)	(b)(1)		Identity Theft; Misrepresenting a person to subject that person to economic or bodily harm; monetary loss to victim less than \$100,000	8	10	10	10	Nonperson
21-6107(a)(2)	(b)(2)		Identity Theft; Misrepresenting a person to subject that person to economic or bodily harm; monetary loss to victim more than \$100,000	5	7	7	8	Nonperson
21-6107(b)(1)	(c)(2)		Identity Fraud; Using or supplying information the person knows to be false in order to obtain a document containing personal identifying information	8	10	10	10	Nonperson
21-6107(b)(2)	(c)(2)		Identity Fraud; Altering, amending, counterfeiting, making, manufacturing or otherwise replicating any document containing personal identifying information with intent to deceive	8	10	10	10	Nonperson
21-6108(a)(1)	(b)		Unlawful Possession/Use of Scanning Device; With intent to defraud, having possession of or using a scanning device to access, read, obtain, memorize or store, either temporarily or permanently, information encoded on a computer chip or magnetic strip or stripe of a payment card	6	8	8	9	Nonperson
21-6108(a)(2)	(b)		Unlawful Possession/Use of Reencoder; With intent to defraud, having possession of or using a reencoder to place encoded information on the a computer chip or magnetic strip or stripe of a payment card or any electronic medium that allows an authorized transaction to occur	6	8	8	9	Nonperson
21-6201(a)(1)	(c)(1)		Riot; Five or more persons acting together and without lawful authority engaging in any; Use of force of violence which produces a breach of peace	A	B	C	~	Person
21-6201(a)(2)	(c)(1)		Riot; Five or more persons acting together and without lawful authority engaging in any; Threat to use force or violence against any person or property if accompanied by power or apparent power of immediate execution	A	B	C	~	Person

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					A	C	S	
21-6201(b)	(c)(2)		Incitement to Riot	8	10	10	10	Person
21-6202(a)(1)(A)	(c)(1)		Unlawful Assembly; Meeting or coming together of not less than 5 persons with intent to engage in disorderly conduct	B	C	C	~	Nonperson
21-6202(a)(1)(B)	(c)(1)		Unlawful Assembly; Meeting or coming together of not less than 5 persons with intent to engage in riot	B	C	C	~	Nonperson
21-6202(a)(2)	(c)(1)		Unlawful Assembly; When lawful assembly of not less than 5 persons, agreeing to engage in conduct constituting disorderly conduct or riot	B	C	C	~	Nonperson
21-6202(b)	(c)(2)		Unlawful Assembly; Remaining at an unlawful assembly; Intentionally failing to depart as directed by law enforcement	A	B	C	~	Nonperson
21-6203(a)(1)	(b)		Disorderly Conduct; Engaging in brawling or fighting	C	C	C	~	Nonperson
21-6203(a)(2)	(b)		Disorderly Conduct; Disturbing a lawful assembly, meeting, or procession	C	C	C	~	Nonperson
21-6203(a)(3)	(b)		Disorderly Conduct; Using fighting words or engaging in noisy conduct tending reasonably to arouse alarm, anger or resentment in others	C	C	C	~	Nonperson
21-6204	(c)		Public Nuisance; Maintaining; Permitting	C	C	C	~	Nonperson
21-6204(a)	(c)		Public Nuisance; Maintaining a Public Nuisance; Knowingly causing or permitting condition to exist which injures or endangers the public health, safety or welfare	C	C	C	~	Nonperson
21-6204(b)	(c)		Public Nuisance; Permitting a Public Nuisance; Knowingly permitting property under offender's control to be used to maintain a public nuisance	C	C	C	~	Nonperson
21-6205(a)(1)	(b)(2)		Criminal Desecration; Knowingly obtain or attempt to obtain remains of dead body, urn, etc. without authorization	A	B	C	~	Nonperson
21-6205(a)(2)(A)	(b)(2)		Criminal Desecration; Recklessly, by means other than by fire or explosive; damage, destroy or deface US or state flag or insignia	A	B	C	~	Nonperson
21-6205(a)(2)(B)	(b)(1)(A)		Criminal Desecration; Recklessly, by means other than by fire or explosive; damage, deface or destroy any public monument or structure; damage \$25,000 or more	7	9	9	10	Nonperson
21-6205(a)(2)(B)	(b)(1)(B)		Criminal Desecration; Recklessly, by means other than by fire or explosive; damage, deface or destroy any public monument or structure; damage at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-6205(a)(2)(B)	(b)(1)(C)		Criminal Desecration; Recklessly, by means other than by fire or explosive; damage, deface or destroy any public monument or structure; property damaged less than \$1,000	A	B	C	~	Nonperson
21-6205(a)(2)(C)	(b)(1)(A)		Criminal Desecration; Recklessly, by means other than by fire or explosive; damage, deface or destroy any tomb, monument, memorial, marker, grave, vault, crypt gate, tree, shrub, plant or any other property in a cemetery; damage \$25,000 or more	7	9	9	10	Nonperson
21-6205(a)(2)(C)	(b)(1)(B)		Criminal Desecration; Recklessly, by means other than by fire or explosive; damage, deface or destroy any tomb, monument, memorial, marker, grave, vault, crypt gate, tree, shrub, plant or any other property in a cemetery; damage at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson

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					A	C	S	
21-6205(a)(2)(C)	(b)(1)(C)		Criminal Desecration; Recklessly, by means other than by fire or explosive; damage, deface or destroy any tomb, monument, memorial, marker, grave, vault, crypt gate, tree, shrub, plant or any other property in a cemetery; property damaged less than \$1,000	A	B	C	~	Nonperson
21-6205(a)(2)(D)	(b)(1)(A)		Criminal Desecration; Recklessly, by means other than by fire or explosive; damage, deface or destroy any place of worship; damage \$25,000 or more	7	9	9	10	Nonperson
21-6205(a)(2)(D)	(b)(1)(B)		Criminal Desecration; Recklessly, by means other than by fire or explosive; damage, deface or destroy any place of worship; damage at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
21-6205(a)(2)(D)	(b)(1)(C)		Criminal Desecration; Recklessly, by means other than by fire or explosive; damage, deface or destroy any place of worship; property damaged less than \$1,000	A	B	C	~	Nonperson
21-6206(a)(1)(A)	(b)		Harassment by Telephone; Knowingly make or transmit any comment, request, suggestion or proposal, image or text which is obscene, lewd, lascivious or indecent	A	B	C	~	Nonperson
21-6206(a)(1)(B)	(b)		Harassment by Telephone; Make or transmit a call, whether or not conversation ensues, with intent to abuse, threaten or harass any person at the receiving end	A	B	C	~	Nonperson
21-6206(a)(1)(C)	(b)		Harassment by Telephone; Make or transmit any comment, request, suggestion, proposal, image or text with intent to abuse, threaten or harass any person at the receiving end	A	B	C	~	Nonperson
21-6206(a)(1)(D)	(b)		Harassment by Telephone; Make or cause a telecommunications device to repeatedly ring or activate with intent to harass any person at the receiving end	A	B	C	~	Nonperson
21-6206(a)(1)(E)	(b)		Harassment by Telephone; Knowingly playing any unauthorized recording on a telephone	A	B	C	~	Nonperson
21-6206(a)(1)(F)	(b)		Harassment by Telephone; Knowingly permit any telecommunications device under one's control to be used for harassment	A	B	C	~	Nonperson
21-6206(a)(2)	(b)		Harassment by Telefacsimile Communication	A	B	C	~	Nonperson
21-6207(a)	(b)(1)		Unlawful Request for Emergency Service Assistance; Transmitting or communicating false or misleading information in any manner to request emergency service assistance including law enforcement, fire, medical or other emergency service knowing at the time of such request there is no reasonable ground for believing such assistance is needed	A	B	C	~	Nonperson
21-6207(a)	(b)(2)		Unlawful Request for Emergency Service Assistance; Using an electronic device or software to alter, conceal or disguise the source of the request or the identity of the person making such request	10	10	10	10	Nonperson
21-6207(a)	(b)(3)		Unlawful Request for Emergency Service Assistance; Including false information that violent criminal activity or immediate threat to a person's life or safety or the public's safety has or is taking place	7	9	9	10	Nonperson
21-6207(a)	(b)(4)		Unlawful Request for Emergency Service Assistance; Bodily harm results from response by emergency services	6	8	8	9	Person

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					A	C	S	
21-6207(a)	(b)(5)		Unlawful Request for Emergency Service Assistance; Great bodily harm results from the response by emergency services	4	6	6	7	Person
21-6207(a)	(b)(6)		Unlawful Request for Emergency Service Assistance; Death results from the response by emergency services	1	3	3	4	Person
21-6301(a)(1)	(b)(1)		Criminal Use of Weapons; Knowingly selling, manufacturing, purchasing or possessing bludgeon, sand club, switch-blade, metal knuckles	A	B	C	~	Nonperson
21-6301(a)(10)	(b)(3)		Criminal Use of Weapons; Knowingly possess any firearm by person addicted to and unlawful user of a controlled substance	B	C	C	~	Select
21-6301(a)(11)	(b)(3)		Criminal Use of Weapons; Knowingly possess any firearm by person other than LEO on school property/grounds or at school sponsored activity	B	C	C	~	Select
21-6301(a)(12)	(b)(1)		Criminal Use of Weapons; Knowingly refuse to surrender or immediately remove any firearm from school property/grounds or school sponsored activity as requested by one with authority	A	B	C	~	Nonperson
21-6301(a)(13)	(b)(4)		Criminal Use of Weapons; Knowingly possession by one who is or has been a mentally ill person or, persons with alcohol or substance abuse problems, if subject to involuntary commitment for care and treatment	8	10	10	10	Nonperson
21-6301(a)(14)	(b)(5)(A)		Criminal Use of Weapons; Knowingly possess a firearm with barrel less than 12 inches long by any person less than 18 years of age; 1st conviction	A	B	C	~	Nonperson
21-6301(a)(14)	(b)(5)(B)		Criminal Use of Weapons; Knowingly possession by person under 18 - barrel less than 12 inches long; 2nd and subs. conviction	8	10	10	10	Nonperson
21-6301(a)(15)	(b)(4)		Criminal Use of Weapons; Knowingly possess firearm while a fugitive from justice	8	10	10	10	Nonperson
21-6301(a)(16)	(b)(4)		Criminal Use of Weapons; Knowingly possess firearm by a person who is an alien illegally or unlawfully in the United States	8	10	10	10	Nonperson
21-6301(a)(17)(A)(B)(C)(i)	(b)(4)		Criminal Use of Weapons; Knowingly possess firearm by a person while such person is subject to a court order that was issued after a hearing, of which such person received actual notice, and at which such person had an opportunity to participate that restrains such person from harassing, stalking or threatening an intimate partner of such person or a child of such person or such intimate partner, or engaging in other conduct that would place an intimate partner in reasonable fear of bodily injury to the partner or the child and includes a finding that such person represents a credible threat to the physical safety of such intimate partner or child	8	10	10	10	Nonperson

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					A	C	S	
21-6301(a)(17)(A)(B)(C)(ii)	(b)(4)		Criminal Use of Weapons; Knowingly possess firearm by a person while such person is subject to a court order that was issued after a hearing, of which such person received actual notice, and at which such person had an opportunity to participate that restrains such person from harassing, stalking, or threatening an intimate partner of such person or a child of such person or such intimate partner, or engaging in other conduct that would place an intimate partner in reasonable fear of bodily injury to the partner or the child and that by its terms explicitly prohibits the use, attempted use or threatened use of physical force against such intimate partner or child that would reasonably be expected to cause bodily injury	8	10	10	10	Nonperson
21-6301(a)(18)	(b)(4)		Criminal Use of Weapons; Knowingly possess firearm by a person who, within the preceding five years, has been convicted of a misdemeanor for a domestic violence offense, or a misdemeanor under a law of another jurisdiction which is substantially the same as such misdemeanor offense	8	10	10	10	Nonperson
21-6301(a)(2)	(b)(1)		Criminal Use of Weapons; Knowingly possess with intent to unlawfully use against another, a dagger, dirk, billy, blackjack, slingshot, dangerous knife, straight-edge razor, stiletto, throwing star or other dangerous or deadly weapon; except ordinary pocket knife	A	B	C	~	Nonperson
21-6301(a)(3)	(b)(1)		Criminal Use of Weapons; Knowingly setting a spring gun	A	B	C	~	Nonperson
21-6301(a)(4)	(b)(2)		Criminal Use of Weapons; Knowingly possess any device used to silence firearm	9	10	10	10	Nonperson
21-6301(a)(5)	(b)(2)		Criminal Use of Weapons; Knowingly sell, manufacture, purchase, possess or carry a shotgun with a barrel less than 18 inches in length or any automatic weapons	9	10	10	10	Nonperson
21-6301(a)(6)	(b)(2)		Criminal Use of Weapons; Knowingly possess, manufacture, sell, offer for sale, lend, purchase or give away any handgun cartridge with a plastic-coated bullet having a core of less than 60% lead by weight	9	10	10	10	Nonperson
21-6301(a)(7)	(b)(1)		Criminal Use of Weapons; Knowingly transferring any firearm with a barrel less than 12 inches long to any person under 18 yrs of age	A	B	C	~	Nonperson
21-6301(a)(8)	(b)(1)		Criminal Use of Weapons; Knowingly transferring a firearm to any person who is both addicted to and an unlawful user of a controlled substance	A	B	C	~	Nonperson
21-6301(a)(9)	(b)(1)		Criminal Use of Weapons; Knowingly transferring a firearm to a person who is or has been a mentally ill person or, persons with alcohol or substance abuse problems, if subject to involuntary commitment for care and treatment	A	B	C	~	Nonperson
21-6302(a)(1)	(b)(1)		Criminal Carrying of a Weapon; Knowingly carrying bludgeon, sand club, switch-blade, throwing stars, metal knuckles	A	B	C	~	Nonperson
21-6302(a)(2)	(b)(1)		Criminal Carrying of a Weapon; Knowingly carrying concealed on one's person, a dagger, dirk, billy, blackjack, slingshot, dangerous knife, straight-edge razor, stiletto, or other dangerous or deadly weapon; except ordinary pocket knife	A	B	C	~	Nonperson

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					A	C	S	
21-6302(a)(3)	(b)(1)		Criminal Carrying of a Weapon; Knowingly carrying on one's person or in any land, water or air vehicle, with intent to unlawfully use, tear gas or smoke bomb or projector or any object containing a noxious liquid, gas or substance	A	B	C	~	Nonperson
21-6302(a)(4)	(b)(1)		Criminal Carrying of a Weapon; Knowingly carrying firearm concealed on one's person if under 21, except when on one's land or in one's abode or fixed place of business	A	B	C	~	Nonperson
21-6302(a)(5)	(b)(2)		Criminal Carrying of a Weapon; Knowingly carrying a shotgun with a barrel less than 18 inches in length or any automatic weapons	9	10	10	10	Nonperson
21-6303(a)(1)	(b)		Criminal Distribution of Firearms to a Felon; Knowingly transferring any firearm to any person who, within the preceding 5 yrs, has been convicted of a felony other than those in subsection (c) or has been released from imprisonment for a felony and was NOT found to have been in possession of a firearm at the commission of the felony	A	B	C	~	Nonperson
21-6303(a)(2)	(b)		Criminal Distribution of Firearms to a Felon; Knowingly transferring any firearm to any person who, within the preceding 10 yrs, has been convicted of a felony to which this subsection applies but was NOT found to have been in possession of a firearm at the commission of the felony or has been released from imprisonment for such a crime, and has not had the conviction of such crime expunged or been pardoned	A	B	C	~	Nonperson
21-6303(a)(3)	(b)		Criminal Distribution of Firearms to a Felon; Knowingly transferring any firearm to any person who has been convicted of a felony and who was found to have been in possession of a firearm at the time of the commission of the felony	A	B	C	~	Nonperson
21-6304(a)(1)	(b)		Criminal Possession of Weapon by a Convicted Felon; By a person who has been convicted of a person felony or violation of the uniform controlled substances act or adjudicated as a juvenile offender and found to have possession of firearm at the time of the commission of the offense	8	10	10	10	Nonperson
21-6304(a)(2)	(b)		Criminal Possession of Weapon by a Convicted Felon; By a person who has been convicted, within the preceding 5 yrs, of a felony other than (a)(3)(A) or violation of the uniform controlled substances act or adjudicated as a juvenile offender and found not to have been in possession of a firearm at the time of commission of offense	8	10	10	10	Nonperson
21-6304(a)(3)(A)	(b)		Criminal Possession of Weapon by a Convicted Felon; By a person who has been convicted, within the preceding 10 yrs, of a felony listed in this statute or an attempt, conspiracy or solicitation of such, or has been released from imprisonment for such, or was adjudicated as a juvenile offender, and was found not to have been in possession of a firearm at the time of the commission of the offense	8	10	10	10	Nonperson

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					A	C	S	
21-6304(a)(3)(B)	(b)		Criminal Possession of Weapon by a Convicted Felon; By a person who has been convicted, within the preceding 10 yrs, of a nonperson felony, has been released from imprisonment for such or was adjudicated as a juvenile offender, and was found to have been in possession of a firearm at the time of the commission of the offense	8	10	10	10	Nonperson
21-6305(a)(1)	(b)(1)		Aggravated Weapons Violation by a Convicted Felon; Violation of subsections (a)(1) through (a)(3) of K.S.A. 21-6301 or K.S.A. 21-6302 by a person who within 5 yrs preceding the violation, has been convicted of a nonperson felony or released from imprisonment for such nonperson felony	9	10	10	10	Nonperson
21-6305(a)(1)	(b)(2)		Aggravated Weapons Violation by a Convicted Felon; Violation of subsections (a)(4) through (a)(6) of K.S.A. 21-6301 or subsection (a)(5) of K.S.A. 21-6302 by a person who within 5 yrs preceding the violation, has been convicted of a nonperson felony or released from imprisonment for such nonperson felony	8	10	10	10	Nonperson
21-6305(a)(2)	(b)(1)		Aggravated Weapons Violation by a Convicted Felon; Violation of subsections (a)(1) through (a)(3) of K.S.A. 21-6301 or subsections (a)(1) through (a)(4) of K.S.A. 21-6302 by a person who has been convicted of a person felony or has been released from imprisonment for such and has not had the conviction expunged or been pardoned for such crime	9	10	10	10	Nonperson
21-6305(a)(2)	(b)(2)		Aggravated Weapons Violation by a Convicted Felon; Violation of subsections (a)(4) through (a)(6) of K.S.A. 21-6301 or subsection (a)(5) of K.S.A. 21-6302 by a person who has been convicted of a person felony or has been released from imprisonment for such and has not had the conviction expunged or been pardoned for such crime	8	10	10	10	Nonperson
21-6306(a)	(b)		Defacing Identification Marks of Firearm; Intentionally change, alter, remove or obliterate	10	10	10	10	Nonperson
21-6308(a)(1)(A)	(b)(1)(A)		Criminal Discharge of Firearm; Reckless and unauthorized discharge at an occupied building, dwelling, or structure	7	9	9	10	Person
21-6308(a)(1)(A)	(b)(1)(B)		Criminal Discharge of Firearm; Reckless and unauthorized discharge at an occupied building resulting in great bodily harm	3	5	5	6	Person
21-6308(a)(1)(A)	(b)(1)(C)		Criminal Discharge of Firearm; Reckless and unauthorized discharge at an occupied building resulting in bodily harm	5	7	7	8	Person
21-6308(a)(1)(B)	(b)(1)(A)		Criminal Discharge of Firearm; Reckless and unauthorized discharge at an occupied motor vehicle or other conveyance	7	9	9	10	Person
21-6308(a)(1)(B)	(b)(1)(B)		Criminal Discharge of Firearm; Reckless and unauthorized discharge at an occupied motor vehicle resulting in great bodily harm	3	5	5	6	Person
21-6308(a)(1)(B)	(b)(1)(C)		Criminal Discharge of Firearm; Reckless and unauthorized discharge at an occupied motor vehicle resulting in bodily harm	5	7	7	8	Person
21-6308(a)(2)	(b)(2)		Criminal Discharge of Firearm; Reckless and unauthorized discharge at unoccupied dwelling	8	10	10	10	Person

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					A	C	S	
21-6308(a)(3)(A)	(b)(3)		Criminal Discharge of Firearm; Upon land or non-navigable body of water without permission of the owner or possessor	C	C	C	~	Nonperson
21-6308(a)(3)(B)	(b)(3)		Criminal Discharge of Firearm; Upon or from any public road, public road right-of-way or railroad right-of-way	C	C	C	~	Nonperson
21-6308a	(c)		Unlawful Discharge of a Firearm; Reckless discharge of a firearm within city limits	B	C	C	~	Nonperson
21-6309(a)(2)	(b)		Criminal Possession of Firearm; Possession within the governor's residence	A	B	C	~	Nonperson
21-6309(a)(3)	(b)		Criminal Possession of Firearm; Possession on the grounds of or in any building on the grounds of the governor's residence	A	B	C	~	Nonperson
21-6309(a)(4)	(b)		Criminal Possession of Firearm; Possession within any other state-owned or leased building if so designated and signs conspicuously posted	A	B	C	~	Nonperson
21-6309(a)(5)	(b)		Criminal Possession of Firearm; Possession within any county courthouse, unless authorized by county resolution	A	B	C	~	Nonperson
21-6310(a)(1)	(b)(1)		Unlawful Endangerment; Knowingly protect or attempt to protect the manufacture or cultivation of a controlled substance with a device or weapon which causes great bodily harm	5	7	7	8	Person
21-6310(a)(2)	(b)(2)		Unlawful Endangerment; Knowingly protect or attempt to protect the manufacture or cultivation of a controlled substance with a device or weapon which causes bodily harm	7	9	9	10	Person
21-6310(a)(3)	(b)(3)		Unlawful Endangerment; Knowingly protect or attempt to protect the manufacture or cultivation of a controlled substance with a device or weapon which causes or is intended to cause bodily harm to another person	8	10	10	10	Nonperson
21-6311(a)(1)	(b)(1)		Failure to Register Explosives; Sale of explosives or detonating substance	B	C	C	~	Nonperson
21-6311(a)(2)	(b)(2)		Failure to Register Explosives; Receipt of explosives or detonating substance	C	C	C	~	Nonperson
21-6312(a)	(d)(1)		Criminal Possession of Explosives; Possession of explosive or detonating substance by one who, within 5 yrs preceding such possession, has been convicted of a felony or has been released from imprisonment for a felony	7	9	9	10	Person
21-6312(b)(1)	(d)(2)		Criminal Disposal of Explosives; Knowingly and without lawful authority distribute to a person under 21 regardless of knowledge of the buyer, donee, or transferee's age	10	10	10	10	Person
21-6312(b)(2)	(d)(2)		Criminal Disposal of Explosives; Knowingly and without lawful authority distribute to a person who is both addicted to and an unlawful user of a controlled substance	10	10	10	10	Person
21-6312(b)(3)	(d)(2)		Criminal Disposal of Explosives; Knowingly and without lawful authority distribute to a person who, within preceding 5 yrs, has been convicted of a felony or has been released from imprisonment for a felony	10	10	10	10	Person
21-6312(c)	(d)(3)		Carrying Concealed Explosives or Detonating Substance	A	B	C	~	Person
21-6314(a)	(b)		Criminal Street Gangs; Intentionally recruiting criminal street gang membership	6	8	8	9	Person

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					A	C	S	
21-6315(a)(1)	(b)		Criminal Street Gangs; Intimidation; threaten injury to or actual injury of, or threaten damage or actual damage to property of, another to deter them from assisting a gang member in withdrawing from the gang	5	7	7	8	Person
21-6315(a)(2)	(b)		Criminal Street Gangs; Intimidation; threaten injury to or actual injury of, or threaten damage or actual damage to property of, another to punish or retaliate against such person having withdrawn from a gang	5	7	7	8	Person
21-6317(a)(1)	(c)(1)(A)		Endangering the Food Supply; Knowingly bring into this state any domestic animal which is affected with or exposed to any contagious or infectious disease	A	B	C	~	Nonperson
21-6317(a)(1)	(c)(1)(B)		Endangering the Food Supply; Knowingly bring into this state any domestic animal which is infected with or exposed to foot-and-mouth disease	4	6	6	7	Nonperson
21-6317(a)(2)	(c)(1)(A)		Endangering the Food Supply; Knowingly expose any animal in this state to any contagious or infectious disease	A	B	C	~	Nonperson
21-6317(a)(2)	(c)(1)(B)		Endangering the Food Supply; Knowingly expose any animal in this state to foot-and-mouth disease	4	6	6	7	Nonperson
21-6317(a)(3)	(c)(1)(A)		Endangering the Food Supply; Knowingly bring or release into this state any plant pest or expose any plant to a plant pest	A	B	C	~	Nonperson
21-6317(a)(4)	(c)(1)(A)		Endangering the Food Supply; Knowingly expose any raw agricultural commodity, animal feed or processed food to any contaminant or contagious or infectious disease	A	B	C	~	Nonperson
21-6317(a)(4)	(c)(1)(B)		Endangering the Food Supply; Knowingly expose any raw agricultural commodity, animal feed or processed food to foot-and-mouth disease	4	6	6	7	Nonperson
21-6317(b)(1)	(c)(2)(A)		Aggravated Endangering the Food Supply; Knowingly endangering with intent to cause damage to plants or animals or economic harm or social unrest	3	5	5	6	Nonperson
21-6317(b)(2)	(c)(2)(B)		Aggravated Endangering the Food Supply; Knowingly endangering with intent to cause illness or injury or death to human being(s)	3	5	5	6	Person
21-6318(a)(1)	(b)		Creating a Hazard; Recklessly storing or abandoning, in a place accessible to children, a container with a compartment of more than 1.5 cubic feet capacity and a door/lid which locks or fastens automatically when closed and cannot be easily opened from the inside, and failing to remove the door, lock, lid or fastening device on such container	B	C	C	~	Nonperson
21-6318(a)(2)	(b)		Creating a Hazard; Recklessly owning or possessing property upon which a cistern, well or cesspool is located and failing to cover the same with protective covering of sufficient strength and quality to exclude human beings and domestic animals therefrom	B	C	C	~	Nonperson
21-6318(a)(3)	(b)		Creating a Hazard; Recklessly exposing, abandoning or otherwise leaving any explosive or dangerous substance in a place accessible to children	B	C	C	~	Nonperson

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					A	C	S	
21-6319(a)(1)	(b)		Failure to Report a Wound; Any bullet wound, gunshot wound, powder burn or other injury arising from or caused by a firearm	C	C	C	~	Nonperson
21-6319(a)(2)	(b)		Failure to Report a Wound; Any wound potentially resulting in death and apparently inflicted by a knife, ice pick, or other sharp or pointed instrument	C	C	C	~	Nonperson
21-6320(a)	(b)		Sell Beverage Containers with Detachable Tabs; Knowingly sell or offer for sale such containers; Pertaining to sealed cans containing beer, cereal malt beverages, mineral waters, soda water and similar soft drinks	C	C	C	~	Nonperson
21-6321(a)(1)	(b)		Alcohol Without Liquid Machine; Knowingly use any alcohol without liquid machine to inhale alcohol vapor or otherwise introduce alcohol in any form into the human body	A	B	C	~	Nonperson
21-6321(a)(2)	(b)		Alcohol Without Liquid Machine; Knowingly purchase, sell or offer for sale an alcohol without liquid machine	A	B	C	~	Nonperson
21-6322(a)	(b)		Tampering with Electronic Monitoring Equipment; Knowingly and without authorization	6	8	8	9	Nonperson
21-6323(a)	(b)		Refusal to Yield a Telephone Party Line in Emergency	C	C	C	~	Nonperson
21-6324(a)(1)	(b)(1)		Unlawful Possession of a Traffic Control Preemption Device	B	C	C	~	Nonperson
21-6324(a)(2)	(b)(2)(A)		Traffic Control Signal Preemption Device; Knowing and unauthorized use of device	9	10	10	10	Nonperson
21-6324(a)(2)	(b)(2)(B)		Traffic Control Signal Preemption Device; Knowing and unauthorized use of device; resulting in traffic accident causing injury to any person or damage to any vehicle or other property	7	9	9	10	Person
21-6324(a)(2)	(b)(2)(C)		Traffic Control Signal Preemption Device; Knowing and unauthorized use of device; resulting in traffic accident causing death	5	7	7	8	Person
21-6324(a)(3)	(b)(3)		Traffic Control Signal Preemption Device; Knowing and unauthorized sale of device	9	10	10	10	Person
21-6324(a)(4)	(b)(3)		Traffic Control Signal Preemption Device; Knowing and unauthorized purchase of device	9	10	10	10	Person
21-6325(a)(1)	(b)		Unlawful Interference with a Firefighter; Knowingly interfering while firefighter is engaged in performance of duties	B	C	C	~	Person
21-6325(a)(2)	(b)		Unlawful Interference with a Firefighter; Knowingly obstructing, interfering with or impeding the efforts of firefighter to reach the location of fire or other emergency	B	C	C	~	Person
21-6326(a)(1)	(b)		Unlawful Interference with EMS Attendant; Knowingly interfere while attendant is engaged in performance of duties	B	C	C	~	Person
21-6326(a)(2)	(b)		Unlawful Interference with EMS Attendant; Knowingly obstruct, interfere with or impede efforts of attendant to reach location of the emergency	B	C	C	~	Person
21-6329(a)(1)	(b)		RICO Act; Receive, with criminal intent, proceeds of a racketeering activity or collection of unlawful debt, in order to use or invest such proceeds in the acquisition of real property or operation of any enterprise	2	4	2	5	Person
21-6329(a)(2)	(b)		RICO Act; Acquire or maintain an interest or control of any enterprise or real property through a pattern of racketeering activity or collection of unlawful debt	2	4	2	5	Person

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
21-6329(a)(3)	(b)		RICO Act; Conduct or participate in any enterprise through a pattern of racketeering activity or collection of unlawful debt	2	4	2	5	Person
21-6332(a)	(b)		Firearms; Possession of a firearm under the influence; knowingly possess or carry a firearm under the influence of alcohol or drugs to such a degree as to render such person incapable of safely operating	A	B	C	~	Nonperson
21-6401(a)(1)	(c)(1)(A)		Promoting Obscenity; Recklessly manufacture, mail, transmit, publish, distribute, present, exhibit or advertise any obscene material or obscene device; 1st offense	A	B	C	~	Nonperson
21-6401(a)(1)	(c)(1)(B)		Promoting Obscenity; Recklessly manufacture/distribute/mail/transmit/exhibit/publish/present or advertise any obscene material or obscene device; 2nd or subs. offense	9	10	10	10	Person
21-6401(a)(2)	(c)(1)(A)		Promoting Obscenity; Recklessly possess any obscene material or obscene device with intent to mail, transmit, publish, distribute, present, exhibit or advertise such material or device; 1st offense	A	B	C	~	Nonperson
21-6401(a)(2)	(c)(1)(B)		Promoting Obscenity; Recklessly possess any obscene material or obscene device with intent to issue/mail/transmit/distribute/exhibit/publish/present or advertise such material or device; 2nd or subs. offense	9	10	10	10	Person
21-6401(a)(3)	(c)(1)(A)		Promoting Obscenity; Recklessly offer or agree to manufacture, mail, transmit, publish, distribute, present, exhibit or advertise any obscene material or obscene device; 1st offense	A	B	C	~	Nonperson
21-6401(a)(3)	(c)(1)(B)		Promoting Obscenity; Recklessly offer or agree to manufacture/distribute/mail/transmit/exhibit/publish/present or advertise any obscene material or obscene device; 2nd or subs. offense	9	10	10	10	Person
21-6401(a)(4)	(c)(1)(A)		Promoting Obscenity; Recklessly produce, present or direct an obscene performance or participate in a portion thereof which is obscene or which contributes to its obscenity; 1st offense	A	B	C	~	Nonperson
21-6401(a)(4)	(c)(1)(B)		Promoting Obscenity; Recklessly produce, present or direct an obscene performance or participate in a portion thereof which is obscene or which contributes to its obscenity; 2nd or subs. offense	9	10	10	10	Person
21-6401(b)	(c)(2)(A)		Promoting Obscenity; As defined in subsections (a)(1) - (a)(4); Where recipient is a child under 18 years of age; 1st offense	A	B	C	~	Nonperson
21-6401(b)	(c)(2)(B)		Promoting Obscenity to Minors; 2nd or subs. offense	8	10	10	10	Person
21-6402(a)(1)	(b)		Promoting Material to Minors that is Harmful; Knowingly display any material which is harmful to minors	B	C	C	~	Nonperson
21-6402(a)(2)	(b)		Promoting Material to Minors that is Harmful; Knowingly present or distribute to a minor, or otherwise allowing a minor to view, with or without consideration, material harmful to minors	B	C	C	~	Nonperson
21-6402(a)(3)	(b)		Promoting Material to Minors that is Harmful; Knowingly present to a minor, or participate in presenting to a minor, with or without consideration, any performance which is harmful to a minor	B	C	C	~	Nonperson
21-6404(a)(1)	(b)		Gambling; Making a bet	B	C	C	~	Nonperson

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					A	C	S	
21-6404(a)(2)	(b)		Gambling; Entering or remaining in a gambling place with intent to make a bet, to participate in a lottery, or to play a gambling device	B	C	C	~	Nonperson
21-6405(a)	(b)		Illegal BINGO operation; Knowing and unlawful management, operation or conduct of such	A	B	C	~	Nonperson
21-6406(a)(1)(A)	(b)(1)		Commercial Gambling; Knowingly operate or receive earnings of a gambling place	8	10	10	10	Nonperson
21-6406(a)(1)(B)	(b)(1)		Commercial Gambling; Knowingly receive/record/forward bets or offers to bet or, possess facilities to do so with such intent	8	10	10	10	Nonperson
21-6406(a)(1)(C)	(b)(1)		Commercial Gambling; Knowingly/for gain, become a custodian of anything of value bet or offered to be bet	8	10	10	10	Nonperson
21-6406(a)(1)(D)	(b)(1)		Commercial Gambling; Knowingly conduct a lottery, or possess facilities to do so with such intent	8	10	10	10	Nonperson
21-6406(a)(1)(E)	(b)(1)		Commercial Gambling; Knowingly set up for use or collect the proceeds of any gambling device	8	10	10	10	Nonperson
21-6406(a)(2)(A)	(b)(2)		Commercial Gambling; Knowingly grant the use or allow the continued use of a place as a gambling place	B	C	C	~	Nonperson
21-6406(a)(2)(B)	(b)(2)		Commercial Gambling; Knowingly permit another to set up a gambling device for use in a place under the offender's control	B	C	C	~	Nonperson
21-6407(a)	(b)		Dealing in Gambling Devices; Manufacture, distribute or possess with intent to distribute any gambling device or sub-assembly or essential part thereof	8	10	10	10	Nonperson
21-6408(a)	(b)		Possession of Gambling Device	B	C	C	~	Nonperson
21-6409(a)(1)	(b)		Installing Communications Facilities for Gamblers; Within a place known by installer to be a gambling place	8	10	10	10	Nonperson
21-6409(a)(2)	(b)		Installing Communications Facilities for Gamblers; Knowing that such facilities will be used principally for transferring information to be used in making or settling bets	8	10	10	10	Nonperson
21-6409(a)(3)	(b)		Installing Communications Facilities for Gamblers; Allowing continued use of communication facilities knowing they are being used principally for transferring information for making or settling bets	8	10	10	10	Nonperson
21-6410(a)	(b)		False Membership Claim; Knowingly and falsely represent oneself to be a member of a fraternal or veteran's organization	C	C	C	~	Nonperson
21-6412(a)(1)	(b)(1)		Cruelty to Animals; Knowingly and maliciously killing, injuring, maiming, torturing, burning or mutilating any animal	**Nongrid				Nonperson
21-6412(a)(2)	(b)(2)(A)		Cruelty to Animals; Knowingly abandoning an animal without making provisions for proper care; 1st conviction	A	B	C	~	Nonperson
21-6412(a)(2)	(b)(2)(B)		Cruelty to Animals; Knowingly abandoning an animal without making provisions for proper care; 2nd or subs. offense	**Nongrid				Nonperson
21-6412(a)(3)	(b)(2)(A)		Cruelty to Animals; Knowingly fail to provide food, water, shelter, exercise and other care; 1st conviction	A	B	C	~	Nonperson

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					A	C	S	
21-6412(a)(3)	(b)(2)(B)		Cruelty to Animals; Knowingly fail to provide food, water, shelter, exercise and other care; 2nd or subs. offense	**Nongrid				Nonperson
21-6412(a)(4)	(b)(2)(A)		Cruelty to Animals; Intentionally causing an equine to lose balance or fall for the purpose of sport or entertainment; 1st conviction	A	B	C	~	Nonperson
21-6412(a)(4)	(b)(2)(B)		Cruelty to Animals; Intentionally causing an equine to lose balance or fall, for the purpose of sport or entertainment; 2nd or subs. offense	**Nongrid				Nonperson
21-6412(a)(5)	(b)(2)(A)		Cruelty to Animals; Knowingly but not maliciously killing or injuring any animal; 1st conviction	A	B	C	~	Nonperson
21-6412(a)(5)	(b)(2)(B)		Cruelty to Animals; Knowingly but not maliciously killing or injuring any animal; 2nd or subs. offense	**Nongrid				Nonperson
21-6412(a)(6)	(b)(1)		Cruelty to Animals; Knowingly and maliciously administering of any poison to any domestic animal	**Nongrid				Nonperson
21-6413(a)	(b)		Unlawful Disposition of Animals; Knowingly raffling or giving as a prize or premium living rabbits or chickens, ducklings or goslings	C	C	C	~	Nonperson
21-6414(a)(1)	(d)(1)		Dog Fighting; Cause dog fighting for amusement or gain	10	10	10	10	Nonperson
21-6414(a)(2)	(d)(1)		Dog Fighting; Knowingly permit dog fighting on one's premises	10	10	10	10	Nonperson
21-6414(a)(3)	(d)(1)		Dog Fighting; Train, own, keep, transport or sell any dog for the purpose of dog fighting	10	10	10	10	Nonperson
21-6414(b)	(d)(2)		Dog Fighting; Unlawful possession of dog fighting paraphernalia	A	B	C	~	Nonperson
21-6414(c)	(d)(3)		Dog Fighting; Unlawful attendance of dog fighting	B	C	C	~	Nonperson
21-6415(a)	(b)		Illegal Ownership or Keeping of a Dog	B	C	C	~	Nonperson
21-6416(a)	(b)		Cruelty to Animals; Inflicting harm, disability or death to a police dog, arson dog, assistance dog, game warden dog, or search and rescue dog	**Nongrid				Nonperson
21-6417(a)(1)	(d)(1)		Cockfighting; Causing gamecocks to fight each other for amusement or gain	10	10	10	10	Nonperson
21-6417(a)(2)	(d)(1)		Cockfighting; Knowingly permitting gamecock fighting on premises	10	10	10	10	Nonperson
21-6417(a)(3)	(d)(1)		Cockfighting; Training or otherwise preparing gamecock for the purpose of gamecock fighting	10	10	10	10	Nonperson
21-6417(b)	(d)(2)		Cockfighting; Unlawful possession of gamecock fighting paraphernalia	A	B	C	~	Nonperson
21-6417(c)	(d)(3)		Cockfighting; Unlawful attendance of gamecock fighting	B	C	C	~	Nonperson
21-6418(a)	(b)		Dangerous Animals; Permitting a dangerous animal to be at large	B	C	C	~	Nonperson
21-6419(a)(1)	(b)		Selling Sexual Relations; Sexual intercourse for hire	B	C	C	~	Nonperson
21-6419(a)(2)	(b)		Selling Sexual Relations; Sodomy for hire	B	C	C	~	Nonperson
21-6419(a)(3)	(b)		Selling Sexual Relations; Manual or other bodily stimulation of the genitals for hire	B	C	C	~	Nonperson
21-6420(a)(1)	(b)(1)(A)	R	Promoting the Sale of Sexual Relations; Knowingly establishing, owning, maintaining or managing property where sexual relations are sold by a person 18 or older; offender has no prior convictions under this section	9	10	10	10	Person

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					A	C	S	
21-6420(a)(1)	(b)(1)(B)	R	Promoting the Sale of Sexual Relations; Knowingly establishing, owning, maintaining or managing property where sexual relations are sold by a person 18 or older; offender has prior conviction under this section	7	9	9	10	Person
21-6420(a)(2)	(b)(1)(A)	R	Promoting the Sale of Sexual Relations; Knowingly permit property to be used as place where sexual relations are offered or sold by a person 18 or older; offender has no prior convictions under this section	9	10	10	10	Person
21-6420(a)(2)	(b)(1)(B)	R	Promoting the Sale of Sexual Relations; Knowingly permit property to be used as place where sexual relations are offered or sold by a person 18 or older; offender has prior conviction under this section	7	9	9	10	Person
21-6420(a)(3)	(b)(1)(A)	R	Promoting the Sale of Sexual Relations; Knowingly procuring a person 18 or older selling sexual relations for a place where sexual relations are sold; offender has no prior convictions under this section	9	10	10	10	Person
21-6420(a)(3)	(b)(1)(B)	R	Promoting the Sale of Sexual Relations; Knowingly procuring a person 18 or older selling sexual relations for a place where sexual relations are sold; offender has prior conviction under this section	7	9	9	10	Person
21-6420(a)(4)	(b)(1)(A)	R	Promoting the Sale of Sexual Relations; Knowingly inducing a person 18 or older to become a person who sells sexual relations; offender has no prior convictions under this section	9	10	10	10	Person
21-6420(a)(4)	(b)(1)(B)	R	Promoting the Sale of Sexual Relations; Knowingly inducing a person 18 or older to become a person who sells sexual relations; offender has prior conviction under this section	7	9	9	10	Person
21-6420(a)(5)	(b)(1)(A)	R	Promoting the Sale of Sexual Relations; Knowingly soliciting a patron for a person 18 or older selling sexual relations or a place where sexual relations are sold offender has no prior convictions under this section	9	10	10	10	Person
21-6420(a)(5)	(b)(1)(B)	R	Promoting the Sale of Sexual Relations; Knowingly soliciting a patron for a person 18 or older selling sexual relations or a place where sexual relations are sold offender has prior conviction under this section	7	9	9	10	Person
21-6420(a)(6)	(b)(1)(A)	R	Promoting the Sale of Sexual Relations; Knowingly procuring a person 18 or older selling sexual relations for a patron offender has no prior convictions under this section	9	10	10	10	Person
21-6420(a)(6)	(b)(1)(B)	R	Promoting the Sale of Sexual Relations; Knowingly procuring a person 18 or older selling sexual relations for a patron offender has prior conviction under this section	7	9	9	10	Person
21-6420(a)(7)	(b)(1)(A)	R	Promoting the Sale of Sexual Relations; Knowingly transporting a person 18 or older within the state for promoting or assisting the selling of sexual relations offender has no prior convictions under this section	9	10	10	10	Person
21-6420(a)(7)	(b)(1)(B)	R	Promoting the Sale of Sexual Relations; Knowingly transporting a person 18 or older within the state for promoting or assisting the selling of sexual relations offender has prior conviction under this section	7	9	9	10	Person

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					A	C	S	
21-6420(a)(8)	(b)(1)(A)	R	Promoting the Sale of Sexual Relations; Being employed to perform any act prohibited by this section offender has no prior convictions under this section	9	10	10	10	Person
21-6420(a)(8)	(b)(1)(B)	R	Promoting the Sale of Sexual Relations; Being employed to perform any act prohibited by this section offender has prior conviction under this section	7	9	9	10	Person
21-6421(a)(1)	(b)(1)(A)	R	Buying Sexual Relations; Entering or remaining in a place where sexual relations are sold with the intent to engage in sexual acts with a person 18 or older offender has no prior convictions under this section	A	B	C	~	Person
21-6421(a)(1)	(b)(1)(B)	R	Buying Sexual Relations; Entering or remaining in a place where sexual relations are sold with the intent to engage in sexual acts with a person 18 or older offender has prior conviction under this section	9	10	10	10	Person
21-6421(a)(2)	(b)(1)(A)	R	Buying Sexual Relations; Knowingly hiring a person 18 or older to engage in sexual acts offender has no prior convictions under this section	A	B	C	~	Person
21-6421(a)(2)	(b)(1)(B)	R	Buying Sexual Relations; Knowingly hiring a person 18 or older to engage in sexual acts offender has prior conviction under this section	9	10	10	10	Person
21-6422(a)(1)	(b)(1)(A)	R	Commercial Sexual Exploitation of a Child; Hiring a person under 18 by giving, or offering or agreeing to give, anything of value to any person, to engage in a manual or other bodily contact stimulation of genitals of any person with intent to arouse or gratify sexual desires of the offender or another, sexual intercourse, sodomy, or any unlawful sexual act	4	6	6	7	Person
21-6422(a)(1)	(b)(1)(B)	R	Commercial Sexual Exploitation of a Child; Hiring a person under 18 by giving, or offering or agreeing to give, anything of value to any person, to engage in a manual or other bodily contact stimulation of genitals of any person with intent to arouse or gratify sexual desires of the offender or another, sexual intercourse, sodomy, or any unlawful sexual act; offender has prior violation of this act	2	4	4	5	Person
21-6422(a)(1)	(b)(2)	R	Commercial Sexual Exploitation of a Child; Hiring a person under 18 by giving, or offering or agreeing to give, anything of value to any person, to engage in a manual or other bodily contact stimulation of genitals of any person with intent to arouse or gratify sexual desires of the offender or another, sexual intercourse, sodomy, or any unlawful sexual act; offender is over 18 and victim is under 14	Off-grid	OG	OG	OG	Person
21-6422(a)(2)	(b)(1)(A)	R	Commercial Sexual Exploitation of a Child; Knowingly own or maintain any property where sexual relations are offered or sold by a person under 18; offender has no prior convictions under this section; victim not under 14 and offender not 18 or older	4	6	6	7	Person
21-6422(a)(2)	(b)(1)(B)	R	Commercial Sexual Exploitation of a Child; Knowingly own or maintain any property where sexual relations are offered or sold by a person under 18; offender has prior conviction under this section; victim not under 14 and offender not 18 or older	2	4	4	5	Person
21-6422(a)(2)	(b)(2)	R	Commercial Sexual Exploitation of a Child; Knowingly own or maintain any property where sexual relations are offered or sold by a person under 18; offender 18 or older and victim under 14	Off-grid	OG	OG	OG	Person

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					A	C	S	
21-6422(a)(3)	(b)(1)(A)	R	Commercial Sexual Exploitation of a Child; Knowingly permit property to be used as place where sexual relations are offered or sold by a person under 18; offender has no prior convictions under this section; victim not under 14 or offender not 18 or older	4	6	6	7	Person
21-6422(a)(3)	(b)(1)(B)	R	Commercial Sexual Exploitation of a Child; Knowingly permit property to be used as place where sexual relations are offered or sold by a person under 18; offender has prior conviction under this section; victim not under 14 or offender not 18 or older	2	4	4	5	Person
21-6422(a)(3)	(b)(2)	R	Commercial Sexual Exploitation of a Child; Knowingly permit property to be used as place where sexual relations are offered or sold by a person under 18; offender 18 or older and victim under 14	Off-grid	OG	OG	OG	Person
21-6423	(b)		Consumer Protection Act; engaging in door-to-door sales	9	10	10	10	Person
21-6424(a)(1)	(b)(1)		Unlawful Use of Communication Facility; Knowingly or intentionally use communication facility in committing, causing, or facilitating the commission of a felony under K.S.A. 21-5426, 21-6422, or 21-6420	7	9	9	10	Person
21-6424(a)(2)	(b)(1)		Unlawful Use of Communication Facility; Knowingly or intentionally use communication facility in any attempt, conspiracy, or criminal solicitation of any felony under K.S.A. 21-5426, 21-6422, or 21-6420	7	9	9	10	Person
21-6424(a)(3)	(b)(2)		Unlawful Use of Communication Facility; Knowingly or intentionally use communication facility in committing, causing, or facilitating the commission of any felony or misdemeanor under K.S.A. 21-6421, or any attempt, conspiracy, or criminal solicitation of any felony or misdemeanor under K.S.A. 21-6421	A	B	C	~	Person
21-6501(a)(2)(A)	(b)		Extortion; Threat or promise to diminish or eliminate competition	7	9	9	10	Nonperson
21-6501(a)(2)(B)	(b)		Extortion; Threat or promise to increase, decrease or maintain the price of goods or services purchased or sold	7	9	9	10	Nonperson
21-6501(a)(2)(C)	(b)		Extortion; Threat or promise to protect the business, person or family of the owner, proprietor or interested person by violence or other unlawful means	7	9	9	10	Nonperson
21-6502(a)	(b)		Business Crimes; Debt adjusting	B	C	C	~	Nonperson
21-6503(a)	(b)		Business Crimes; Deceptive commercial practices	B	C	C	~	Nonperson
21-6504(a)(1)	(b)		Business Crimes; Equity skimming; With intent to defraud, intentionally engaging in a pattern or practice of purchasing family dwellings, or acquiring any interest therein, which are subject to a loan in default or near default and secured by a mortgage	A	B	C	~	Nonperson
21-6504(a)(2)	(b)		Business Crimes; Equity skimming; With intent to defraud, intentionally engaging in a pattern or practice of failing to deliver to holder of mortgage before a sheriff's sale or holder of the certificate of purchase during the period of redemption all rent proceeds received	A	B	C	~	Nonperson
21-6504(a)(3)	(b)		Business Crimes; Equity skimming; With intent to defraud, intentionally engaging in a pattern or practice of applying or authorizing the application of rents from such dwelling for such person's own use	A	B	C	~	Nonperson

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					A	C	S	
21-6505(a)	(b)		Business Crimes; Tie-in magazine sale	B	C	C	~	Nonperson
21-6506(a)(1)	(b)		Commercial Bribery; Knowing violation of duty of fidelity or trust; by an agent or employee of another	8	10	10	10	Nonperson
21-6506(a)(2)	(b)		Commercial Bribery; Knowing violation of duty of fidelity or trust; by a person acting in a fiduciary capacity	8	10	10	10	Nonperson
21-6506(a)(3)	(b)		Commercial Bribery; Knowing violation of duty of fidelity or trust; by a lawyer, physician, accountant, appraiser or other professional adviser	8	10	10	10	Nonperson
21-6506(a)(4)	(b)		Commercial Bribery; Knowing violation of duty of fidelity or trust; by an officer, director, partner, manager, or other participant in the affairs of a corporation, partnership or unincorporated association	8	10	10	10	Nonperson
21-6506(a)(5)	(b)		Commercial Bribery; Knowing violation of duty of fidelity or trust; by an arbitrator or other purportedly disinterested adjudicator or referee	8	10	10	10	Nonperson
21-6507(a)(1)	(b)(2)		Sports Bribery; Confer, offer or agree to confer, benefit upon sports participant	9	10	10	10	Nonperson
21-6507(a)(2)	(b)(2)		Sports Bribery; Confer, offer or agree to confer, benefit upon a sports official	9	10	10	10	Nonperson
21-6507(a)(3)	(b)(2)		Sports Bribery; Sports participants accepting, agreeing to accept or soliciting a sports bribe	A	B	C	~	Nonperson
21-6507(a)(4)	(b)(2)		Sports Bribery; Sports officials accepting, agreeing to accept or soliciting a sports bribe	A	B	C	~	Nonperson
21-6508(a)	(b)		Tampering with a Sports contest	9	10	10	10	Nonperson
21-6509(a)	(b)		Business Crimes; Knowingly employing an illegal alien within the United States	C	C	C	~	Nonperson
22-2525(1)	(3)		Criminal Procedure; Unauthorized installation or use of pen register or a trap and trace device	C	C	C	~	Nonperson
22-2710	22-2711		Criminal Procedure; Uniform Criminal Extradition Act; rights of accused person; application for writ of habeas corpus; notice; failure of officer to comply	B	C	C	~	Nonperson
22-2809a(b)	(d)		Criminal Procedure; Conditions of Release; surety or agent thereof; 1st conviction	A	B	C	~	Nonperson
22-2809a(b),(c)	(d)		Criminal Procedure; Conditions of Release; surety or agent thereof; 2nd or subs. offense	9	10	10	10	Nonperson
22-3905(a)	(b)		Common Nuisance; Maintenance of a Common Nuisance	A	B	C	~	Nonperson
22-4405	same		Criminal Procedure; Agreement on Detainers; escape from custody while in state on detainer	***Unc/10	10	10	10	Nonperson
22-4707(a)	(c)		Criminal Procedure; Violation of restrictions on dissemination of criminal history record information	A	B	C	~	Nonperson
22-4710(a)	(b)		Criminal Procedure; Unlawful for employers to require inspection of or challenge to any criminal history record information for the purpose of obtaining criminal history record to qualify for employment	A	B	C	~	Nonperson
22-4903(a)	(c)(1)(A)		Kansas Offender Registration Act; Failure to register as required; 1st conviction * See 2017 Supp. K.S.A. 22-4903	6	8	8	9	* P or NP
22-4903(a)	(c)(1)(B)		Kansas Offender Registration Act; Failure to register as required; 2nd conviction * See 2017 Supp. K.S.A. 22-4903	5	7	7	8	* P or NP
22-4903(a)	(c)(1)(C)		Kansas Offender Registration Act; Failure to register as required; 3rd and subs. conviction * See 2017 Supp. K.S.A. 22-4903	3	5	5	6	* P or NP

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					A	C	S	
22-4903(a)	(c)(3)(A)		Kansas Offender Registration Act; Failure to remit payment as required by K.S.A. 22-4905(k); failure to remit one full payment * See 2017 Supp. K.S.A. 22-4903	A	B	C	~	* P or NP
22-4903(a)	(c)(3)(B)		Kansas Offender Registration Act; Failure to remit payment as required by K.S.A. 22-4905(k); failure to remit two or more full payments * See 2017 Supp. K.S.A. 22-4903	9	10	10	10	* P or NP
22-4903(b)	(c)(2)		Kansas Offender Registration Act; Aggravated failure to register as required * See 2017 Supp. K.S.A. 22-4903	3	5	5	6	* P or NP
22a-215(b)	same		District Officers & Employers; District Coroner; Unauthorized disposition of body of deceased	B	C	C	~	Nonperson
23-2505	same		Marriage; Marriage License - False Swearing in Affidavit	U	U	C	~	Nonperson
23-2513	same		Marriage; Penalty for judge or clerk not complying with statutory requirements	U	U	C	~	Nonperson
23-2517	same		Marriage; Unauthorized Solemnizing of marriage	U	U	C	~	Nonperson
2-3902(d)(1)	same		Alternative Crop Research Act; Disclosing or using information received by the department for any purpose not provided for in Act	A	B	C	~	Nonperson
24-126(a)	same		Drainage & Levees; Unlawful to construct fills and levees without prior approval of chief engineer	U	U	C	~	Nonperson
24-307	same		Drainage of Swamps, Bottoms or Lowlands; Obstructing ditch, drain or stream	U	U	C	~	Nonperson
24-455	same		Drainage Districts within Counties or Cities; Failure of director to perform duty	U	U	C	~	Nonperson
24-456	same		Drainage Districts within Counties or Cities; Wrongfully fill up, cut, injure, destroy or in any manner impair the usefulness of any drain, levee or other work constructed under the provisions of this act	U	U	C	~	Nonperson
24-473	same		Drainage Districts within Counties or Cities; Interfering with possession of appropriated property; removal from property	U	U	C	~	Nonperson
24-636	same		Drainage in One or More Counties; Willfully obstruct or injure any ditch, drain, or watercourse, or damage or destroy any dike or other work constructed under the provisions of this act	U	U	C	~	Nonperson
24-715	same		Drainage on Petition to Court; Willfully obstruct or injure or destroy any ditch or drain constructed under the provisions of this act	U	U	C	~	Nonperson
24-811	same		Levees; Summoning labor for emergency work on levee; refusing summons	U	U	C	~	Nonperson
24-815	same		Levees; Willfully cut, break, damage or make a leak in levee; build any cross-levee, dike or embankment, to prevent the flow of the surface water in its natural course to the sewer pipes or openings provided for the escape of such surface water, or otherwise change the contour of such levee districts by building cross-levees or embankments, or by any other act render the protection afforded by said levee to all parties less effective and complete	U	U	C	~	Nonperson
25-1122d	same		Elections; False statement on an advanced voting application for ballot	9	10	10	10	Nonperson

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					A	C	S	
25-1124	(e)		Elections; Person assisting a sick, physically disabled or illiterate voter in applying for or marking an advance voting ballot, or in signing an application or advance voting ballot form for a voter who has a disability preventing the voter from signing the application or advance voting ballot form, who knowingly fails to sign and submit the statement required by this section or who exercises undue influence on the voting decision of such voter	9	10	10	10	Nonperson
25-1128(a)	(h)		Elections; Marking or transmitting to the county election officer more than one advance voting ballot	9	10	10	10	Nonperson
25-1128(b)	(h)		Elections; Interfering with/delaying the transmission of any advance voting ballot application to the county election officer, or mailing, faxing or sending the application to a place other than the county election office	9	10	10	10	Nonperson
25-1128(c)	(h)		Elections; Person other than the voter, marking, signing or transmitting any advance voting ballot or advance voting ballot envelope to the county election officer	9	10	10	10	Nonperson
25-1128(d)	(h)		Elections; Intercepting, interfering with, or delaying the transmission of advance voting ballots from the county election officer to the voter	9	10	10	10	Nonperson
25-1128(e)	(h)		Elections; Willfully and falsely affirm, declare or subscribe to any material fact in an affirmation form for an advance voting ballot or in a declaration form on an advance voting ballot envelope	9	10	10	10	Nonperson
25-1128(f)	(h)		Elections; Knowingly and falsely affirm, declare or subscribe to material fact in affirmation form for advance voting ballot	9	10	10	10	Nonperson
25-1806a	same		Elections; Voting by new and former residents in presidential elections; knowingly and willfully falsely declaring any material fact in a declaration form provided in K.S.A. 25-1806	C	C	C	~	Nonperson
25-2316a	same		Elections; Registration of Voters; false swearing to an affidavit given pursuant to K.S.A. 25-2316c	B	C	C	~	Nonperson
25-2320a	same		Elections; Registration of Voters; use of voter registration lists for commercial purposes	C	C	C	~	Nonperson
25-2407(a)(1)	(b)		Elections; Corrupt political advertising; publish in a newspaper or other periodical, any paid matter designed to aid, injure or defeat any candidate for nomination or election to public office, without including "advertisement" or "adv." with the name of the chairman of the organization or the person responsible therefor	C	C	C	~	Nonperson
25-2407(a)(2)	(b)		Elections; Corrupt political advertising; broadcast by radio or TV any paid matter designed to aid, injure or defeat any candidate for nomination or election to public office, without including that it was an advertisement and the name of the chairman of the organization or the person responsible therefor	C	C	C	~	Nonperson

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					A	C	S	
25-2407(a)(3)	(b)		Elections; Corrupt political advertising; Publish in a newspaper or other periodical any paid matter intended to influence the vote of any person or persons for or against any question submitted for a proposition to amend the constitution or to authorize the issuance of bonds or any other question submitted at an election, without including "advertisement" or "adv." with the name of the chairman of the organization or the person responsible therefor	C	C	C	~	Nonperson
25-2407(a)(4)	(b)		Elections; Corrupt political advertising; broadcast by radio or TV any paid matter intended to influence the vote of any person or persons for or against any question submitted for a proposition to amend the constitution or to authorize the issuance of bonds or any other question submitted at an election, without including that it was an advertisement and the name of the chairman of the organization or the person responsible therefor	C	C	C	~	Nonperson
25-2407(a)(5)	(b)		Elections; Corrupt political advertising; publishing any brochure, flier or fact sheet intended to influence the vote of any person or persons for or against any question submitted for a proposition to amend the constitution or to authorize the issuance of bonds or any other question submitted at an election, without including that it was an advertisement and the name of the chairman of the organization or the person responsible therefor	C	C	C	~	Nonperson
25-2409	(c)		Elections; Bribery; confer, offer or agree to confer, or solicit, accept or agree to accept any benefit as consideration to or from any person either to vote or withhold any person's vote, or to vote for or against any candidate or question submitted at any public election	7	9	9	10	Nonperson
25-2410(a)	same		Elections; Bribery to induce signing of nomination papers; knowingly offering any benefit, property or thing of value to any person to induce him to sign any nomination paper	B	C	C	~	Nonperson
25-2410(b)	same		Elections; Bribery to induce signing of nomination papers; knowingly accepting any benefit, property or thing of value, as consideration for signing any nomination paper	B	C	C	~	Nonperson
25-2411(a)	same		Elections; Perjury; falsely swearing, affirming, declaring or subscribing; statements in answer to questions of a person challenged as unqualified to vote	9	10	10	10	Nonperson
25-2411(b)	same		Elections; Perjury; falsely swearing, affirming, declaring or subscribing; statements in answer to questions of a witness concerning the qualifications of a person to vote	9	10	10	10	Nonperson
25-2411(c)	same		Elections; Perjury; falsely swearing, affirming, declaring or subscribing; statements in an affidavit prescribed by chapter 25 of the K.S.A. or other election law of the state, or by the secretary of state or county election officer under election laws of this state	9	10	10	10	Nonperson
25-2411(d)	same		Elections; Perjury; falsely swearing, affirming, declaring or subscribing; statements in answer to questions by a county election officer or deputy county election officer relating to application for voter registration of a person	9	10	10	10	Nonperson

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					A	C	S	
25-2411(e)	same		Elections; Perjury; falsely swearing, affirming, declaring or subscribing; statements in answer to questions by an election board member to a person asking for voter assistance	9	10	10	10	Nonperson
25-2411(f)	same		Elections; Perjury; falsely swearing, affirming, declaring or subscribing; statements of any witness at an election contest	9	10	10	10	Nonperson
25-2412(a)	same		Elections; Forgery; knowingly, with intent to induce official action, sign or affix any name other than one's own to a certificate of nomination, nomination paper or any petition under the election laws of this state	8	10	10	10	Nonperson
25-2412(b)	same		Elections; Forgery; mark any other person's ballot without such person's consent	8	10	10	10	Nonperson
25-2412(c)	same		Elections; Forgery; mark any other person's ballot contrary to the directions of such person	8	10	10	10	Nonperson
25-2413(a)	same		Elections; Disorderly conduct; willfully disturb the peace in or about any voting place on election day	B	C	C	~	Nonperson
25-2413(b)	same		Elections; Disorderly conduct; willfully leave or attempt to leave a voting place in possession of any ballot	B	C	C	~	Nonperson
25-2413(c)	same		Elections; Disorderly conduct; willfully approach or remain closer than 3 feet to any voting booth, voting machine or table being used by an election board	B	C	C	~	Nonperson
25-2413(d)	same		Elections; Disorderly conduct; willfully interrupt / hinder / obstruct a person approaching a voting place to vote	B	C	C	~	Nonperson
25-2413(e)(1)	same		Elections; Disorderly conduct; willfully solicit contributions within 250 feet from the entrance of a polling place during the hours the polls are open on election day	B	C	C	~	Nonperson
25-2413(e)(2)	same		Elections; Disorderly conduct; willfully conduct advisory elections other than those specifically authorized by law within 250 feet from the entrance of a polling place during the hours the polls are open on election day	B	C	C	~	Nonperson
25-2414	same		Elections; Possess false or forged election supplies	9	10	10	10	Nonperson
25-2415(a)(1)	(b)		Elections; Intimidation of voters	7	9	9	10	Nonperson
25-2415(a)(2)	(b)		Elections; Intimidation of voters using media for false information	7	9	9	10	Nonperson
25-2416(a)(1)	(b)		Elections; Voting without being qualified; knowingly voting or attempting to vote at any election district when not a lawfully registered voter in such election district	7	9	9	10	Nonperson
25-2416(a)(2)	(b)		Elections; Voting without being qualified; knowingly voting or attempting to vote at any election by a person not a U.S. citizen	7	9	9	10	Nonperson
25-2417	same		Elections; Bribery of an election official	7	9	9	10	Nonperson
25-2418	same		Elections; Bribe acceptance by an election official	7	9	9	10	Nonperson
25-2419(a)	same		Elections; Misconduct of an election officer; being grossly neglectful in election duties	B	C	C	~	Nonperson

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					A	C	S	
25-2419(b)	same		Elections; Misconduct of an election officer; furnish a voter with a ballot/informing such voter that any of its contents are different from that which appear thereon with intent to induce such voter to vote contrary to such voter's inclinations	B	C	C	~	Nonperson
25-2419(c)	same		Elections; Misconduct of an election officer; changing the ballot of a voter	B	C	C	~	Nonperson
25-2419(d)	same		Elections; Misconduct of an election officer; willfully permit any person to testify as a witness or make an affidavit contrary to law	B	C	C	~	Nonperson
25-2419(e)	same		Elections; Misconduct of an election officer; preventing a qualified elector from voting	B	C	C	~	Nonperson
25-2419(f)	same		Elections; Misconduct of an election officer; refusing to receive vote of a qualified elector when duly offered	B	C	C	~	Nonperson
25-2420(a)	same		Elections; Fraud by election officer; receive vote by a person not registered otherwise not qualified to vote	10	10	10	10	Nonperson
25-2420(b)	same		Elections; Fraud by election officer; receive vote offered by a person who voted previously in same election	10	10	10	10	Nonperson
25-2420(c)	same		Elections; Fraud by election officer; possess falsely made, altered, forged or counterfeit poll books, registration books, party affiliation lists, election abstracts or returns or any other election papers	10	10	10	10	Nonperson
25-2420(d)	same		Elections; Fraud by election officer; receive, canvass, count or tally any ballots, votes or election returns which are fraudulent, forged, counterfeited or illegal	10	10	10	10	Nonperson
25-2420(e)	same		Elections; Fraud by election officer; issue, grant, mail or deliver any false, fraudulent or illegal certificate of nomination or certificate of election	10	10	10	10	Nonperson
25-2420(f)	same		Elections; Fraud by election officer; declare or otherwise proclaim false election result	10	10	10	10	Nonperson
25-2420(g)	same		Elections; Fraud by election officer; declare or otherwise proclaim election result based upon fraudulent, fictitious or illegal votes	10	10	10	10	Nonperson
25-2420(h)	same		Elections; Fraud by election officer; enter in poll book, registration book or party affiliation list the name of a person not qualified to vote	10	10	10	10	Nonperson
25-2420(i)	same		Elections; Fraud by election officer; enter in poll book, registration book or party affiliation list the name of a person who has not voted when in fact such person has not voted	10	10	10	10	Nonperson
25-2421(a)	same		Elections; Suppression; suppress a certificate of nomination, nomination papers, petition for nomination or any part thereof which has been duly filed	10	10	10	10	Nonperson
25-2421(b)	same		Elections; Suppression; possess of a certificate of nomination, nomination papers or petition for candidacy entitled to be filed under any of the election laws of this state and suppressing, neglecting or failing to file the same at the proper time in the proper office	10	10	10	10	Nonperson
25-2421a(a)(1)	(b)		Elections; Voter Registration Suppression; destroy any application for voter registration	10	10	10	10	Nonperson
25-2421a(a)(2)	(b)		Elections; Voter Registration Suppression; obstruct delivery of a signed application for voter registration	10	10	10	10	Nonperson

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					A	C	S	
25-2421a(3)	(b)		Elections; Voter Registration Suppression; fail to deliver a signed application for voter registration	10	10	10	10	Nonperson
25-2422(a)(1)	(d)		Elections; Unauthorized Voting Disclosure; disclose or expose contents of a ballot or manner in which the ballot has been voted	10	10	10	10	Nonperson
25-2422(a)(2)	(d)		Elections; Unauthorized Voting Disclosure; endeavor to induce a voter to show how the voter marks or has marked the voter's ballot	10	10	10	10	Nonperson
25-2423(a)	(b)		Elections; Election Tampering; while being charged with no election duty, make or change any election record	7	9	9	10	Nonperson
25-2424	same		Elections; False impersonation as a party official	A	B	C	~	Nonperson
25-2425(a)	same		Elections; Voting Machine Fraud; being in unlawful or unauthorized possession of a voting machine key	10	10	10	10	Nonperson
25-2425(b)	same		Elections; Voting Machine Fraud; intentionally tamper with, alter, disarrange, deface, impair or destroy any voting machine, automatic ballot, voting machine label or register or record made by a voting machine	10	10	10	10	Nonperson
25-2426	same		Elections; Printing and circulating sample or imitation ballots	10	10	10	10	Nonperson
25-2427	same		Elections; Marking ballots to identify	A	B	C	~	Nonperson
25-2428	same		Elections; Destruction of Election Supplies; destroy or deface any list of candidates, card of instruction, sample ballot or any election supplies	9	10	10	10	Nonperson
25-2429	same		Elections; Destruction of Election Papers; destroy any certificate of nomination or nomination papers or any letter of withdrawal of a candidate	9	10	10	10	Nonperson
25-2430(a)	(c)		Elections; Electioneering	C	C	C	~	Nonperson
25-2431(a)	(b)		Elections; False Impersonation of a Voter; representing oneself as another and then voting or attempting such	9	10	10	10	Nonperson
25-2433	Same		Elections; Advance voting suppression; knowingly acting in a prohibited manner with intent to impede, obstruct or exert undue influence on the election process	9	10	10	10	Nonperson
25-2434(a)(1)	(b)		Elections; Intentionally voting or attempting to vote more than once in same jurisdiction in election held on particular date	7	9	9	10	Nonperson
25-2434(a)(2)	(b)		Elections; Intentionally voting or attempting to vote in more than one jurisdiction in United States in election held on particular date	7	9	9	10	Nonperson
25-2434(a)(3)	(b)		Elections; Intentionally inducing or aiding any person to vote more than once in same jurisdiction in election held on particular date	7	9	9	10	Nonperson
25-2434(a)(4)	(b)		Elections; Intentionally inducing or aiding any person to vote in more than one jurisdiction in United States in election held on particular date	7	9	9	10	Nonperson
25-3005a	(f)		Elections; Authorized poll agent; any violation of this section	C	C	C	~	Nonperson

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					A	C	S	
25-4144	25-4171		Elections; Election Campaign Finance; appointment of campaign treasurer or candidate committee	A	B	C	~	Nonperson
25-4145	25-4171		Elections; Election Campaign Finance; statements of organization; contents and supplemental statements	A	B	C	~	Nonperson
25-4146	25-4171		Elections; Election Campaign Finance; removal of treasurer or chairperson; notification to Secretary of State	A	B	C	~	Nonperson
25-4147(a)	25-4171		Elections; Election Campaign Finance; failure of treasurer to keep detailed accounts of all contributions and other receipts received and all expenditures made	A	B	C	~	Nonperson
25-4147(b)	25-4171		Elections; Election Campaign Finance; fail to preserve accounts of any treasurer for inspection as required	A	B	C	~	Nonperson
25-4147(d)	25-4171		Elections; Election Campaign Finance; all receipts required to be forwarded to treasurer	A	B	C	~	Nonperson
25-4147(e)	25-4171		Elections; Election Campaign Finance; commingling of campaign and personal funds prohibited	A	B	C	~	Nonperson
25-4147(f)	25-4171		Elections; Election Campaign Finance; contributions from political committees to be accompanied by name or description of interest group with which affiliated	A	B	C	~	Nonperson
25-4151	25-4171		Elections; Election Campaign Finance; reports; declaration of correctness; late filing	A	B	C	~	Nonperson
25-4154(a)	25-4171		Elections; Election Campaign Finance; making a contribution in the name of another person; accepting contribution knowing such to have been made by one person in the name of another	A	B	C	~	Nonperson
25-4154(b)	25-4171		Elections; Election Campaign Finance; give or accept any contribution in excess of \$10 without making the name and address of the contributor known to the individual receiving the contribution	A	B	C	~	Nonperson
25-4154(c)	25-4171		Elections; Election Campaign Finance; the aggregate of contributions for which the name and address of the contributor is not reported under K.S.A. 25-4148 shall not exceed 50% of the amount one individual (other than the candidate or spouse) may contribute to or for a candidate's campaign	A	B	C	~	Nonperson
25-4154(d)	25-4171		Elections; Election Campaign Finance; copying any name of a contributor from any report or statement filed under the campaign finance act to use for any commercial purpose; use of any name for a commercial purpose knowing that such name was obtained solely by copying information relating to contributions contained in any report or statement filed under the campaign finance act	A	B	C	~	Nonperson
25-4156(a)(1)	(a)(2)		Elections; Election Campaign Finance; excessive charges for political advertising	A	B	C	~	Nonperson
25-4156(b)(1)(A)	(b)(3)		Elections; Election Campaign Finance; publishing or causing to be published in a newspaper or periodical any paid matter which expressly advocates the nomination, election or defeat of a clearly identified candidate for a state or local office, without the word "advertisement" or "adv." with the name of the chairperson or treasurer of the organization sponsoring the same or the name of the individual who is responsible therefore	C	C	C	~	Nonperson

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					A	C	S	
25-4156(b)(1)(B)	(b)(3)		Elections; Election Campaign Finance; broadcasting or causing to be broadcast by radio or television any paid matter which expressly advocates the nomination, election or defeat of a clearly identified candidate for a state or local office, without "Paid for" or "Sponsored by" the name of the sponsoring organization and the name of the chairperson or treasurer of the political or other organization sponsoring the same or the name of the individual who is responsible therefore	C	C	C	~	Nonperson
25-4156(b)(1)(C)	(b)(3)		Elections; Election Campaign Finance; telephoning or causing to be contacted by telephonic means any paid matter which expressly advocates the nomination, election or defeat of a clearly identified candidate for a state or local office, without "Paid for" or "Sponsored by" the name of the sponsoring organization and the name of the chairperson or treasurer of the political or other organization sponsoring the same or the name of the individual who is responsible therefore	C	C	C	~	Nonperson
25-4156(b)(1)(D)	(b)(3)		Elections; Election Campaign Finance; publishing or causing to be published any brochure, flier or other political fact sheet which expressly advocates the nomination, election or defeat of a clearly identified candidate for a state or local office, without the name of the chairperson or treasurer of the political or other organization sponsoring the same or the name of the individual who is responsible therefore	C	C	C	~	Nonperson
25-4156(b)(1)(E)	(b)(3)		Elections; Election Campaign Finance; making or causing to be made any website, e-mail or other types of internet communication which expressly advocates the nomination, election or defeat of a clearly identified candidate for a state or local office, without the name of the chairperson or treasurer of the political or other organization sponsoring the same or the name of the individual who is responsible therefore; made by candidate, candidate's committee, political committee, or party committee and viewed by or disseminated to at least 25 individuals	C	C	C	~	Nonperson
25-4157a(a)	25-4171		Elections; Election Campaign Finance; contributions; candidate or candidate committee of any candidate using moneys received as a contribution or be making such available for the personal use of the candidate or the candidate committee of such candidate unless authorized herein	A	B	C	~	Nonperson
25-4157a(b)	25-4171		Elections; Election Campaign Finance; candidate or candidate committee of any candidate using moneys received as a contribution to pay interest or any other finance charges upon moneys loaned to the campaign by such candidate or the spouse of such candidate	A	B	C	~	Nonperson
25-4157a(c)	25-4171		Elections; Election Campaign Finance; candidate or candidate committee accepting from another candidate or candidate committee, moneys received by such candidate or candidate committee as a campaign contribution	A	B	C	~	Nonperson
25-4157a(d)	25-4171		Elections; Election Campaign Finance; failure to contribute residual funds not otherwise obligated for the payment of expenses incurred in the campaign or the holding of office to appropriate party at termination of any campaign and prior to filing a termination report in accordance with K.S.A. 25-4157	A	B	C	~	Nonperson

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					A	C	S	
25-4161(b)	25-4171		Elections; Election Campaign Finance; unauthorized disclosure of confidential information pertaining to an alleged violation of a provision of the campaign finance act	A	B	C	~	Nonperson
25-4165	25-4171		Elections; Election Campaign Finance; commission records; confidentiality; release to certain persons	A	B	C	~	Nonperson
25-4167(a)	same		Elections; Election Campaign Finance; fail to file campaign finance report; intentional failure of any person required to make any report, amended report or statement by the campaign finance act to file the same with the secretary of state or county election officer at the time specified in the campaign finance act	A	B	C	~	Nonperson
25-4167(b)	same		Elections; Election Campaign Finance; failure to file campaign finance report; intentional failure of any person required by K.S.A. 25-4172, and amendments thereto, to submit a statement to a treasurer to submit the same	A	B	C	~	Nonperson
25-4168	same		Elections; Election Campaign Finance; fraudulent campaign finance reporting	A	B	C	~	Nonperson
25-4169a(a)	(b)		Elections; Election Campaign Finance; use of public funds, vehicles, machinery, equipment and supplies and time of certain officers and employees to influence nomination or election of candidate prohibited	C	C	C	~	Nonperson
25-4170(a)	same		Elections; Election Campaign Finance; excessive campaign contributions; intentionally making any contribution in violation of any provision of K.S.A. 25-4153	A	B	C	~	Nonperson
25-4170(b)	same		Elections; Election Campaign Finance; excessive campaign contributions; intentionally accepting any contribution made in violation of any provision of K.S.A. 25-4153	A	B	C	~	Nonperson
25-4177	same		Elections; Election Campaign Finance; fail to file affidavit of intent as required in K.S.A. 25-4173 or 25-4175 or failure to file the reports required after a change in intent as required by K.S.A. 25-4174 or 25-4176	A	B	C	~	Nonperson
25-418	same		Elections; Intentionally obstructing an employee in his or her exercise of voting privilege or imposing a penalty upon an employee exercising his or her voting privilege	A	B	C	~	Nonperson
25-4180(a)	(c)		Elections; Election Campaign Finance; fail to file financial reports of constitutional campaigns	A	B	C	~	Nonperson
25-4186(e)	(k)		Elections; Election Campaign Finance; the aggregate amount contributed, in kind or otherwise, by any person for a gubernatorial inauguration shall not exceed \$2,000; make such a contribution in the name of another person; knowingly accept a contribution made by one person in the name of another; give or accept any contribution in excess of \$10 without knowing the name and address of the contributor; the aggregate of contributions for which the name and address of the contributor is not known shall not exceed 50% of the amount one person may contribute	A	B	C	~	Nonperson

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					A	C	S	
25-4186(f)	(k)		Elections; Election Campaign Finance; copying name of a contributor from any report filed under this section and using such name for any commercial purpose; using a name for a commercial purpose with knowledge that such name was obtained solely by copying information relating to contributions contained in any report filed under this section	A	B	C	~	Nonperson
25-4186(h)	(k)		Elections; Election Campaign Finance; moneys received by any inaugural treasurer used or made available for the personal use of the governor-elect or governor; moneys used by such governor-elect or governor for purposes other than legitimate gubernatorial inauguration expenses	A	B	C	~	Nonperson
25-4309(b)	same		Elections; Signing a name other than ones own name to a petition for recall of a state officer, or who knowingly signs more than once for the same proposition at one election, or who signs the petition knowing he or she is not a registered elector	B	C	C	~	Nonperson
25-4321	same		Elections; Signing a name other than ones own name to a petition for recall of a local officer, or who knowingly signs more than once for the same proposition at one election, or who signs the petition knowing he or she is not a registered elector	B	C	C	~	Nonperson
25-4414(a)	same		Elections; Electronic Voting System Fraud; unlawful or unauthorized possession of voting equipment, computer programs, operating systems, firmware, software or ballots	9	10	10	10	Nonperson
25-4414(b)	same		Elections; Electronic Voting System Fraud; intentionally tamper with, alter, disarrange, deface, impair or destroy any electronic or electromechanical system or component part thereof, or any ballot used by such systems	9	10	10	10	Nonperson
25-4612(a)	same		Elections; Optical Scanning Equipment Fraud; unlawful or unauthorized possession of ballots, optical scanning equipment, computer programs, operating systems, firmware or software	9	10	10	10	Nonperson
25-4612(b)	same		Elections; Optical Scanning Equipment Fraud; intentionally tamper with, alter, disarrange, deface, impair or destroy any optical scanning equipment or component part thereof, or any ballot, operating system, firmware or	9	10	10	10	Nonperson
25-901	25-902		Elections; Organizations promoting or opposing candidates or propositions required to have treasurer and keep accounts of receipts and expenditures and file annual statements	U	U	C	~	Nonperson
25-904	25-905		Elections; Candidate's receiving and expending less than \$500, affidavit of intent; candidates exceeding \$500 limit, report; report of contributions exceeding \$50 and statement of expenditures and obligations incurred	U	U	C	~	Nonperson
28-1008	same		Fees & Salaries; Counties Designated Urban Areas; officer, deputy, assistant or clerk, who fails to perform any of the duties prescribed by this act	U	U	C	~	Nonperson
28-226	same		Fees & Salaries; Counties between 130,000 and 185,000; officer, deputy, assistant or clerk, who fails to perform any of the duties prescribed by this act	U	U	C	~	Nonperson
28-318	same		Fees & Salaries; Certain Counties over 140,000; penalties for violation of 1911 act ; officer, deputy, assistant or clerk, who fails to perform any of the duties prescribed by this act	U	U	C	~	Nonperson

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					A	C	S	
28-619	same		Fees & Salaries; Counties over 300,000; officer, deputy, assistant or clerk, who fails to perform any of the duties prescribed by this act	U	U	C	~	Nonperson
29-107	same		Fences; Legal Enclosures; interfering with fence described in K.S.A. 29-106 or leaving gates open	U	U	C	~	Nonperson
31-150a(a)	same		Fire Safety & Prevention; Violations of fire prevention code	B	C	C	~	Nonperson
31-158(a)	(c)		Fire Safety & Prevention; Sale to or purchase by fire department of clothing or equipment which does not meet standards set by national fire protection association	B	C	C	~	Nonperson
31-163	same		Smoke Detector Act; Failure to place or maintain a smoke detector as provided in Act	U	U	C	~	Nonperson
31-406	same		Arson Reporting; Fail to release information or evidence per K.S.A. 31-403(a) or to give notice and provide material developed from an inquiry into a fire loss as provided in K.S.A. 31-403(b)	C	C	C	~	Nonperson
31-507(a)(1)	(b)		Fire Safety and Prevention; Bottle rockets; Unlawful selling, offering or possession with intent to sell or offer for sale	U	U	C	~	Nonperson
31-507(a)(2)	(b)		Fire Safety and Prevention; Bottle rockets; Unlawful use, firing, setting off or ignition	U	U	C	~	Nonperson
32-1001(a)(1)	32-1031		Wildlife Parks & Tourism; Participate in activity requiring license, stamp or permit without having such	C	C	C	~	Nonperson
32-1001(a)(2)	32-1031		Wildlife Parks & Tourism; Failure to carry license, stamp or permit on person	C	C	C	~	Nonperson
32-1001(a)(3)	32-1031		Wildlife Parks & Tourism; Refuse to allow examination of license, stamp or permit	C	C	C	~	Nonperson
32-1001(a)(4)(A)	32-1031		Wildlife Parks & Tourism; Fail to carry card or other evidence required pursuant to K.S.A. 32-980 while participating or engaging in fishing or hunting	C	C	C	~	Nonperson
32-1001(a)(4)(B)	32-1031		Wildlife Parks & Tourism; Refuse to allow inspection of card or other evidence required pursuant to K.S.A. 32-980 while participating or engaging in fishing or hunting	C	C	C	~	Nonperson
32-1001(a)(5)	32-1031		Wildlife Parks & Tourism; Making false statement to secure license, stamp or permit	C	C	C	~	Nonperson
32-1002(a)(1)	32-1031		Wildlife Parks & Tourism; Unauthorized hunting, fishing, fur harvesting or taking any wildlife in this state	C	C	C	~	Nonperson
32-1002(a)(2)	32-1031		Wildlife Parks & Tourism; Unauthorized possession of, any wildlife, dead or alive, at any time or in any number, in this state	C	C	C	~	Nonperson
32-1002(a)(3)	32-1031		Wildlife Parks & Tourism; Unauthorized purchase, sell, exchange, ship or offer for sale, exchange or shipment any wildlife in this state	C	C	C	~	Nonperson
32-1002(a)(4)	32-1031		Wildlife Parks & Tourism; Unauthorized taking of any wildlife in this state for sale, exchange or other commercial purposes	C	C	C	~	Nonperson
32-1002(a)(5)	32-1031		Wildlife Parks & Tourism; Unauthorized possession of any seine, trammel net, hoop net, fyke net, fish gig, fish spear, fish trap or other device, contrivance or material for the purpose of taking wildlife	C	C	C	~	Nonperson
32-1002(a)(6)	32-1031		Wildlife Parks & Tourism; Unauthorized taking or using, at any time or in any manner, any game bird, game animal, coyote or furbearing animal, whether pen-raised or wild, in any field trial or for training dogs	C	C	C	~	Nonperson

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					A	C	S	
32-1003(a)(1)	32-1031		Wildlife Parks & Tourism; Taking any game animal or furbearing animal from a motorboat, airplane, motor vehicle or other water, air or land vehicle unless holding a valid handicapped hunting and fishing permit issued pursuant to K.S.A. 32-931	C	C	C	~	Nonperson
32-1003(a)(2)	32-1031		Wildlife Parks & Tourism; Provide or receive information concerning the location of any game animal or furbearing animal by radio or other mechanical device for purposes of taking such bird or animal	C	C	C	~	Nonperson
32-1003(a)(3)	32-1031		Wildlife Parks & Tourism; Unauthorized use of sodium fluoroacetate, commonly called formula 1080	C	C	C	~	Nonperson
32-1003(a)(4)	32-1031		Wildlife Parks & Tourism; Unauthorized use of poison, poisonous gas, smoke or ferrets, or any smoke gun or other device for forcing smoke or any other asphyxiating or deadly gas or liquid into the holes, dens, runways or houses of wildlife	C	C	C	~	Nonperson
32-1003(a)(5)	32-1031		Wildlife Parks & Tourism; Fish by placing in or upon any lake, pond, river, creek, stream or any other water, bordering on or within the state of Kansas, any deleterious substance or fishberries	C	C	C	~	Nonperson
32-1003(a)(6)	32-1031		Wildlife Parks & Tourism; Place or explode any dynamite, giant powder, lime, nitroglycerine or any other explosive of any character or kind in any waters of the state of Kansas with the intent to take or stun fish	C	C	C	~	Nonperson
32-1003(a)(7)	32-1031		Wildlife Parks & Tourism; Throw or cast the rays of a spotlight, headlight or other artificial light on any highway, roadway, field, grassland, woodland or forest for the purpose of spotting, locating or taking any wildlife while having in possession or control, either singly or as one of a group of persons, any rifle, pistol, shotgun, bow or other implement whereby wildlife could be taken	C	C	C	~	Nonperson
32-1004(a)(1)	32-1031		Wildlife Parks & Tourism; Possess a carcass of a big game animal, taken within this state, unless a carcass tag, issued by the secretary, is attached to it, in accordance with rules and regulations adopted by the secretary.	C	C	C	~	Nonperson
32-1004(a)(2)	32-1031		Wildlife Parks & Tourism; Possess a carcass of a wild turkey, taken within this state, unless a carcass tag, if required and issued by the secretary, is attached to it, in accordance with rules and regulations adopted by the secretary.	C	C	C	~	Nonperson
32-1004(a)(3)	32-1031		Wildlife Parks & Tourism; Possess a carcass of a big game animal or wild turkey, taken within this state, unless a check station tag, if required and issued by the secretary, is attached to it, in accordance with rules and regulations adopted by the secretary.	C	C	C	~	Nonperson
32-1004(a)(4)	32-1031		Wildlife Parks & Tourism; Possess any wildlife unlawfully killed or otherwise unlawfully taken outside this state	C	C	C	~	Nonperson
32-1004(a)(5)	32-1031		Wildlife Parks & Tourism; Cause to be shipped within, from or into this state any illegally taken or possessed wildlife	C	C	C	~	Nonperson
32-1004(a)(6)	32-1031		Wildlife Parks & Tourism; Intentionally import into this state, or possess or release in this state, any species of wildlife prohibited pursuant to K.S.A. 32-956	C	C	C	~	Nonperson

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					A	C	S	
32-1004(a)(7)	32-1031		Wildlife Parks & Tourism; Refuse to allow any conservation officer, deputy conservation officer or any law enforcement officer to inspect and count any wildlife in such person's possession	C	C	C	~	Nonperson
32-1004(a)(8)	32-1031		Wildlife Parks & Tourism; Refuse to allow any conservation officer, deputy conservation officer or law enforcement officer to inspect any devices or facilities used in taking, possessing, transporting, storing or processing any wildlife subject to the wildlife and parks & tourism laws of this state or rules and regulations of the secretary	C	C	C	~	Nonperson
32-1005(a)(1)	(d)		Commercialization of Wildlife; Capture, kill, possess certain animals; value of \$1,000 or more	10	10	10	10	Nonperson
32-1005(a)(2)	(d)		Commercialization of Wildlife; Sell, barter, purchase certain animals; value of \$1,000 or more	10	10	10	10	Nonperson
32-1005(a)(3)	(d)		Commercialization of Wildlife; Ship, transport, receive certain animals; value of \$1,000 or more	10	10	10	10	Nonperson
32-1005(a)(4)	(d)		Commercialization of Wildlife; Purchase for use or consumption certain animals; value of \$1,000 or more	10	10	10	10	Nonperson
32-1005(d)	same		Wildlife Parks & Tourism; Commercialization of wildlife; value less than \$1,000	A	B	C	~	Nonperson
32-1006(b)	32-1031		Wildlife Parks & Tourism; Unlawful taking of coyotes, moles, gophers	C	C	C	~	Nonperson
32-1007(a)	32-1031		Wildlife Parks & Tourism; Public display of coyote carcasses	C	C	C	~	Nonperson
32-1008(b)	32-1031		Wildlife Parks & Tourism; Take, buy, sell or offer to sell any migratory bird or birds in Kansas unless authorized/permitted by federal regulations provided by the migratory bird treaty act	C	C	C	~	Nonperson
32-1008(c)	32-1031		Wildlife Parks & Tourism; Take, buy, sell or offer to sell any migratory waterfowl in Kansas unless authorized or permitted by 16 U.S.C.A. § 718a	C	C	C	~	Nonperson
32-1009	32-1031		Wildlife Parks & Tourism; Take, possess, transport, export, process, sell or offer for sale or ship nongame species deemed to be in need of conservation pursuant to K.S.A. 32-959; unlawful for any common carrier knowingly to transport or receive for shipment such nongame species	C	C	C	~	Nonperson
32-1010	32-1031		Wildlife Parks & Tourism; Unlawful taking of a threatened species	C	C	C	~	Nonperson
32-1011	32-1031		Wildlife Parks & Tourism; Unlawful taking of an endangered species	C	C	C	~	Nonperson
32-1013(a)	32-1031		Wildlife Parks & Tourism; Taking wildlife without permission on land posted "by written permission only"	C	C	C	~	Nonperson
32-1014(a)	32-1031		Wildlife Parks & Tourism; Obstruction or impeding of lawful activities	C	C	C	~	Nonperson
32-1015(a)(1)	32-1031		Wildlife Parks & Tourism; Destroy any muskrat house, beaver dam, mink run or any hole, den or runway of any furbearing animal, or cut down or destroy any tree that is the home, habitat or refuge of any furbearing animal	C	C	C	~	Nonperson
32-1015(a)(2)	32-1031		Wildlife Parks & Tourism; Hunt deer or elk in an area where a firearms season for the taking of deer or elk is occurring without wearing appropriate protective clothing as prescribed by rules and regulations adopted by the secretary pursuant to K.S.A. 32-805	C	C	C	~	Nonperson

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					A	C	S	
32-1015(a)(3)	32-1031		Wildlife Parks & Tourism; Do any act or engage in any activity within any state park, state lake, recreational ground, wildlife area or sanctuary, natural area or other area under the control of the secretary which is in violation of or contrary to law or rules and regulations of the secretary	C	C	C	~	Nonperson
32-1015(a)(4)	32-1031		Wildlife Parks & Tourism; Use any manner or means of taking fish which may escape from a private water fishing impoundment and kill or endanger fish in another such impoundment or in public waters	C	C	C	~	Nonperson
32-1015(a)(5)	32-1031		Wildlife Parks & Tourism; Remove fish from a private water fishing impoundment without consent	C	C	C	~	Nonperson
32-1015(a)(6)	32-1031		Wildlife Parks & Tourism; Place, erect, or cause such, any seine, screen, net, weir, fish dam or other obstruction in or across any of the waters, rivers, creeks, ponds, streams, sloughs or other watercourses within the jurisdiction of this state so as to obstruct free passage of fish up, down and through such watercourses	C	C	C	~	Nonperson
32-1032(a)	same		Wildlife Parks & Tourism; Penalty for Big game and wild turkey violations	U	U	C	~	Nonperson
32-1032(a)(1)	(a)(1)		Wildlife Parks & Tourism; First or Second violation of Wildlife Parks & Tourism Laws or rules and regulations of the Secretary	U	U	C	~	Nonperson
32-1032(a)(2)	same		Wildlife Parks & Tourism; Penalty for Big game and wild turkey violations; 3rd conviction	B	C	C	~	Nonperson
32-1032(a)(3)	same		Wildlife Parks & Tourism; Penalty for Big game and wild turkey violations; 4th conviction	A	B	C	~	Nonperson
32-1032(a)(4)	same		Wildlife Parks & Tourism; Penalty for Big game and wild turkey violations; 5th or subs. conviction	A	B	C	~	Nonperson
32-1033	same		Wildlife Parks & Tourism; Unlawful taking of endangered species	A	B	C	~	Nonperson
32-1034(a)	32-1031		Wildlife Parks & Tourism; 2nd conviction for obstruction or impeding of lawful activities	C	C	C	~	Nonperson
32-1049a(a)	same		Wildlife Parks & Tourism; Failure to Comply with a Citation	C	C	C	~	Nonperson
32-1063(a)	same		Wildlife Violator Compact; Knowingly hunt, fish, trap, possess, or transport wildlife in violation of Act	A	B	C	~	Nonperson
32-1063(b)	same		Wildlife Violator Compact; Knowingly purchase or possess a license to fish, trap, hunt possess or transport wildlife in violation of Act	A	B	C	~	Nonperson
32-1110	32-1180		Boating; Operate or permit the operation of any motorboat or vessel propelled by sail without such vessel being numbered in accordance with this act	C	C	C	~	Nonperson
32-1115(a)(1)	(f)		Boating; Intentional, unauthorized, defacing, destroying, removing or altering of an identification number required for a vessel	A	B	C	~	Nonperson
32-1115(a)(2)	(f)		Boating; Placing or stamping any serial number upon a vessel other than the one assigned to the vessel	A	B	C	~	Nonperson
32-1115(b)	(f)		Boating; Selling, bartering, exchanging or possessing any vessel where the original hull identification number has been destroyed, removed, altered or defaced	A	B	C	~	Nonperson
32-1119(b)	32-1180		Boating; Lighting requirements for motorboats	C	C	C	~	Nonperson
32-1119(d)	32-1180		Boating; Motorboats of class 1, 2, or 3 shall be provided with an efficient whistle or other sound-producing mechanical appliance	C	C	C	~	Nonperson

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					A	C	S	
32-1119(e)	32-1180		Boating; Every motorboat of class 2 or 3 shall be provided with an efficient bell	C	C	C	~	Nonperson
32-1119(f)	32-1180		Boating; Fail to keep readily accessible one coast guard approved lifesaving device for each person on board	C	C	C	~	Nonperson
32-1119(g)	32-1180		Boating; Fail to keep readily accessible and in good condition, coast guard approved fire extinguishers, capable of promptly and effectually extinguishing burning gasoline	C	C	C	~	Nonperson
32-1119(i)	32-1180		Boating; Fail to have the carburetor or carburetors of engine using gasoline as fuel, equipped with coast guard approved flame arrester, backfire trap or other similar device, unless exempt	C	C	C	~	Nonperson
32-1119(j)	32-1180		Boating; Fail to provide means for properly and efficiently ventilating the bilges of the engine and fuel tank compartments, unless exempt	C	C	C	~	Nonperson
32-1119(m)	32-1180		Boating; Operate or give permission to operate a vessel which is not equipped as required by the laws of Kansas and rules and regulations of the secretary	C	C	C	~	Nonperson
32-1119(n)	32-1180		Boating; Operate a motorboat or other vessel close to swimming areas, moored boats or vessels engaged in fishing, servicing buoys or markings, or similar activities, without reducing to no wake speed	C	C	C	~	Nonperson
32-1120(a)	(c)		Motorboat Exhaust Noise Emissions in Violation of Limits	C	C	C	~	Nonperson
32-1120(c)	same		Motorboat Exhaust Noise Emissions in Violation of Limits; Failure to comply with a request or direction of officer	C	C	C	~	Nonperson
32-1125(a)	32-1180		Boating; Reckless or negligent, operation of or manipulation of any motorboat or vessel, water skis, surfboard or similar device	C	C	C	~	Nonperson
32-1125(b)	32-1180		Boating; Manipulation of any water skis, surfboard or similar device while under the influence of alcohol or drugs, or both	C	C	C	~	Nonperson
32-1125(c)	32-1180		Boating; Operation of any motorboat or vessel for pleasure riding or pull any water skis, surfboard or similar device in prohibited areas	C	C	C	~	Nonperson
32-1125(d)	32-1180		Boating; Operation of or mooring a vessel in prohibited areas; operation of a vessel for purposes other than fishing in designated fishing areas; operation of a vessel for purposes other than hunting in designated hunting areas	C	C	C	~	Nonperson
32-1125(e)	32-1180		Boating; Permitting a person under 12 yrs of age to operate a motorboat without parental or other adult (over 17 yrs) direct supervision	C	C	C	~	Nonperson
32-1125(f)	32-1180		Boating; Willfully fail or refuse to stop, or flee or attempt to elude a pursuing law enforcement vehicle or vessel, when given a visual or audible signal to stop	C	C	C	~	Nonperson
32-1126	32-1180		Boating; Violating capacity limits of a vessel	C	C	C	~	Nonperson

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					A	C	S	
32-1127(a)	32-1180		Boating; Operation of any vessel on the waters of this state carrying more than 20 passengers without satisfying the United States coast guard stability test criteria for small passenger vessels in 46 C.F.R. 179	C	C	C	~	Nonperson
32-1127(b)	32-1180		Boating; Inspection certificate issued by the United States coast guard required for owner of any vessel operating on the waters of this state and carrying more than 20 passengers	C	C	C	~	Nonperson
32-1128(a)	32-1180		Boating; Operate a vessel towing a person or persons on water skis, surfboard, or similar device, or engage in water skiing, surfboarding, or similar activity during prohibited hours	C	C	C	~	Nonperson
32-1128(c)	32-1180		Boating; Operate or manipulate a vessel, tow rope or other device, in such a way as to cause the water skis, surfboard, or similar device, or any person thereon to collide with or strike against any object or person	C	C	C	~	Nonperson
32-1128(d)	32-1180		Boating; Operate a motorboat towing a person or persons on water skis, surfboard, or similar device, without a wide angle rear view mirror properly placed to provide a maximum vision of the person or persons being towed, or an observer at least 12 yrs of age in the boat in addition to the operator	C	C	C	~	Nonperson
32-1129(a)	(b)		Boating; Boating without required lifesaving devices	C	C	C	~	Nonperson
32-1131(a)(1)	(d)(1)		BUI; Alcohol concentration in blood or breath is .08 or more as shown by competent evidence including other competent evidence; 1st offense	U	U	C	~	Nonperson
32-1131(a)(1)	(d)(2)		BUI; Alcohol concentration in blood or breath is .08 or more as shown by competent evidence including other competent evidence; 2nd or subs. offense	U	U	C	~	Nonperson
32-1131(a)(2)	(d)(1)		BUI; Alcohol concentration in blood or breath is .08 or more within 3 hours of vessel operation or attempted operation; 1st offense	U	U	C	~	Nonperson
32-1131(a)(2)	(d)(2)		BUI; Alcohol concentration in blood or breath is .08 or more within 3 hours of vessel operation or attempted operation; 2nd or subs. offense	U	U	C	~	Nonperson
32-1131(a)(3)	(d)(1)		BUI; Alcohol concentration in blood or breath is .02 or more within 3 hours of vessel operation or attempted operation and person under 21; 1st offense	U	U	C	~	Nonperson
32-1131(a)(3)	(d)(2)		BUI; Alcohol concentration in blood or breath is .02 or more within 3 hours of vessel operation or attempted operation and person under 21; 2nd or subs. offense	U	U	C	~	Nonperson
32-1131(a)(4)	(d)(1)		BUI; Under the influence of alcohol to degree that renders the person incapable of safely operating a vessel; 1st offense	U	U	C	~	Nonperson
32-1131(a)(4)	(d)(2)		BUI; Under the influence of alcohol to degree that renders the person incapable of safely operating a vessel; 2nd or subs. offense	U	U	C	~	Nonperson
32-1131(a)(5)	(d)(1)		BUI; Under the influence of any drug or drugs that renders the person incapable of safely operating a vessel; 1st offense	U	U	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
32-1131(a)(5)	(d)(2)		BUI; Under the influence of any drug or drugs that renders the person incapable of safely operating a vessel; 2nd or subs. offense	U	U	C	~	Nonperson
32-1131(a)(6)	(d)(1)		BUI; Under the influence of combination of alcohol and drug that renders the person incapable of safely operating a vessel; 1st offense	U	U	C	~	Nonperson
32-1131(a)(6)	(d)(2)		BUI; Under the influence of combination of alcohol and drug that renders the person incapable of safely operating a vessel; 2nd or subs. offense	U	U	C	~	Nonperson
32-1148(a)	32-1180		Boating; Failure of owner of a boat livery to keep certain records for at least 6 months	C	C	C	~	Nonperson
32-1148(b)	32-1180		Boating; Failure of owner of a boat livery ensure that the equipment required pursuant to K.S.A. 32-1119 has been provided prior to permitting operation of any motorboat	C	C	C	~	Nonperson
32-1150	32-1180		Boating; Water Activities; Scuba diving; rules and regulations; diving in prohibited locations	C	C	C	~	Nonperson
32-1151	32-1180		Boating; Water Activities; scuba diving; rules and regulations; buoy required	C	C	C	~	Nonperson
32-1152	32-1180		Boating; Sanitation; toilet facilities	C	C	C	~	Nonperson
32-1153	32-1180		Boating; Unlawful sewage disposal	C	C	C	~	Nonperson
32-1155	32-1180		Boating; Applications for license of vessels to indicate presence of marine toilets	C	C	C	~	Nonperson
32-1177(a)	32-1180		Boating; Failure of vessel operator involved in a collision, accident or other casualty to render aid and provide contact information	C	C	C	~	Nonperson
32-1177(b)	32-1180		Boating; Failure of vessel operator involved in a collision resulting in death or excessive property damage to file full description of the incident	C	C	C	~	Nonperson
32-1302(a)	32-1312		Dangerous Regulated Animals; Unlawful acts	A	B	C	~	Nonperson
32-906	32-1031		Wildlife Parks & Tourism; Fishing licenses required	C	C	C	~	Nonperson
32-911	32-1031		Wildlife Parks & Tourism; Fur harvester license required	C	C	C	~	Nonperson
32-920	32-1031		Wildlife Parks & Tourism; Hunter education; certificate of completion	C	C	C	~	Nonperson
32-932(c)	same		Wildlife Parks & Tourism; Falsely obtaining or using a physical disability, crossbow permit	C	C	C	~	Nonperson
32-933(c)	same		Wildlife Parks & Tourism; Falsely obtaining or using a physical or visual disability, assistance permit	C	C	C	~	Nonperson
34-102	(b)		Grain & Forage; Public Warehouses; penalty for violation of any provision of this section	B	C	C	~	Nonperson
34-229(i)	same		Grain & Forage; Penalty for failure to post certificate of bond or letter of credit information	C	C	C	~	Nonperson
34-231(a)	same		Grain & Forage; Penalty for failure to obtain license required herein	C	C	C	~	Nonperson
34-234(c)	same		Grain & Forage; Penalty for refusal to comply with provisions	C	C	C	~	Nonperson
34-251(c)	same		Grain & Forage; Unauthorized disclosure of certain confidential information	U	U	C	~	Nonperson
34-293	same		Grain & Forage; Unlawful issuance of receipt for warehouse grain	10	10	10	10	Nonperson
34-295	same		Grain & Forage; Negotiation of receipt for encumbered grain with intent to defraud	10	10	10	10	Nonperson
34-298	same		Grain & Forage; Penalty for violation of act	A	B	C	~	Nonperson

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					A	C	S	
36-134	same		Hotels/Lodging Houses/Restaurants; Use of flexible metal gas connector in connection with natural gas-fired movable cooking equipment which does not meet the design and construction requirements approved by the state fire marshal pursuant to K.S.A. 36-133	C	C	C	~	Nonperson
36-516(a)	(b)		Lodging Inspection Act; Installing or owning any gas stove in a public building, resort, hotel, restaurant, tourist camp or other similar public place without proper connection to a chimney or other outlet	C	C	C	~	Nonperson
38-1206	same		Interstate Compact on Placement of Children; Failure of any professional to comply with provisions of compact	C	C	C	~	Nonperson
38-2223(e)(1)	same		Code for Care of Children; Willful and knowing failure to report child abuse as required	B	C	C	~	Nonperson
38-2223(e)(2)	same		Code for Care of Children; Intentionally preventing or interfering with the making of a report of child abuse	B	C	C	~	Nonperson
38-2223(e)(3)	same		Code for Care of Children; Willful and knowing false report of child abuse, lacking factual foundation	B	C	C	~	Nonperson
38-2224(a)	(b)		Code for care of Children; Retaliation by employer against one who reports to, or cooperates with an investigation by law enforcement or the secretary relating to suspected abuse of a child	B	C	C	~	Nonperson
38-2311(a)	(b)		Juvenile Justice Code; Unauthorized disclosure of juvenile diagnostic, treatment or medical records	C	C	C	~	Nonperson
38-2317(h)	same		Juvenile Justice Code; Unauthorized disclosure of juvenile HIV or Hepatitis B test results or reports	C	C	C	~	Nonperson
38-601	38-612		Child Labor; Employment of children under 14	U	U	C	~	Nonperson
38-602	38-612		Child Labor; Employment of children under 18	U	U	C	~	Nonperson
38-603(a)	38-612		Child Labor; Employment of children under 16	U	U	C	~	Nonperson
38-616(a)	(b)		Child Labor; Employment of infant under 1 month on motion picture set or location without written appropriate certification by licensed physician and surgeon board-certified in pediatrics	B	C	C	~	Nonperson
39-1103	same		Physically Disabled Persons; Unlawful to interfere with rights	U	U	C	~	Nonperson
39-1112(a)	same		Physically Disabled Persons; Misrepresent that a person has the right to be accompanied by an assistance dog in any place listed in K.S.A. 39-110, or a professional therapy dog in any place listed in K.S.A. 2005 Supp. 39-1110	A	B	C	~	Nonperson
39-1112(b)	same		Physically Disabled Persons; Misrepresent that a person has a disability for the purpose of acquiring an assistance dog	A	B	C	~	Nonperson
39-1402(a)	(e)		Reporting Abuse, Neglect or Exploitation of Certain Persons; Failure to report abuse, neglect or exploitation of residents	B	C	C	~	Nonperson
39-1431(a)	(e)		Reporting Abuse, Neglect or Exploitation of Certain Persons; Failure to report abuse, neglect or exploitation or need of protective services	B	C	C	~	Nonperson
39-717(a)(1)	(b)(1)		Mentally Ill, Incapacitated & Dependent Persons; Illegal disposition of assistance; value less than \$1,000	A	B	C	~	Nonperson

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					A	C	S	
39-717(a)(1)	(b)(2)		Mentally Ill, Incapacitated & Dependent Persons; Illegal disposition of assistance; value at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
39-717(a)(1)	(b)(3)		Mentally Ill, Incapacitated & Dependent Persons; Illegal disposition of assistance; Value \$25,000 or more	7	9	9	10	Nonperson
39-717(a)(2)	(b)(1)		Mentally Ill, Incapacitated & Dependent Persons; Illegal purchase, acquisition or possession of assistance; value less than \$1,000	A	B	C	~	Nonperson
39-717(a)(2)	(b)(2)		Mentally Ill, Incapacitated & Dependent Persons; Illegal purchase, acquisition or possession of assistance; value at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
39-717(a)(2)	(b)(3)		Mentally Ill, Incapacitated & Dependent Persons; Illegal purchase, acquisition or possession of assistance; value \$25,000 or more	7	9	9	10	Nonperson
39-720	same		Mentally Ill, Incapacitated & Dependent Persons; Welfare fraud; punished according to K.S.A. 21-3701; value less than \$1,000	A	B	C	~	Nonperson
39-720	same and 21-5801		Mentally Ill, Incapacitated & Dependent Persons; Welfare fraud; \$100,000 or more	5	7	7	8	Nonperson
39-720	same and 21-5801		Mentally Ill, Incapacitated & Dependent Persons; Welfare fraud; value at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
39-720	same and 21-5801		Mentally Ill, Incapacitated & Dependent Persons; Welfare fraud; value at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
39-759(a)	same		Mentally Ill, Incapacitated & Dependent Persons; Unlawful acts relating to information concerning absent parents; unauthorized requesting, obtaining, or seeking out confidential information obtained by the secretary under K.S.A. 39-758 or K.S.A. 39-7,136, 39-7,143 and 39-7,150 done under false pretenses; unauthorized, willful communicating confidential information	10	10	10	10	Nonperson
39-759(a)	same		Mentally Ill, Incapacitated & Dependent Persons; Unlawful acts relating to information concerning absent parents; unauthorized requesting, obtaining, or seeking out confidential information obtained by the secretary under K.S.A. 39-758 or K.S.A. 39-7,136, 39-7,143 and 39-7,150	B	C	C	~	Nonperson
39-939(a)	39-943		Adult Care Home Licensure Act; House, care for or permit any resident to stay in any unapproved room, area, or detached building	U	U	C	~	Nonperson
39-939(b)	39-943		Adult Care Home Licensure Act; Abuse, neglect, or cruel treatment of any resident	U	U	C	~	Nonperson
39-939(c)	39-943		Adult Care Home Licensure Act; Admit to resident status, any person who is known to suffer from any disease or condition for which the home is not authorized to provide care	U	U	C	~	Nonperson
39-940(b)(1)	39-943		Adult Care Home Licensure Act; Make false entries in forms for application, reports, records or inspections	U	U	C	~	Nonperson

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					A	C	S	
39-940(b)(2)	39-943		Adult Care Home Licensure Act; Omit information required or make false report concerning adult care home	U	U	C	~	Nonperson
39-940(b)(3)	39-943		Adult Care Home Licensure Act; Knowingly file false or incomplete records or reports	U	U	C	~	Nonperson
39-970(f)(5)	same		Adult Care Home Licensure Act; Unauthorized disclosure of criminal history record	U	U	C	~	Nonperson
39-975(a)	same		Adult Care Homes; Representing a person as an operator without registration under the act	C	C	C	~	Nonperson
39-981(n)(1)	(n)(3)(A)		Adult Care Homes; Authorized Electronic Monitoring; Knowingly hindering, obstructing, tampering with or destroying, without consent of resident or authorized individual, an electronic monitoring device	B	C	C	~	Nonperson
39-981(n)(1)	(n)(3)(B)		Adult Care Homes; Authorized Electronic Monitoring; Knowingly hindering, obstructing, tampering with or destroying, without consent of resident or authorized individual, an electronic monitoring device with the intent to conceal misdemeanor	A	B	C	~	Nonperson
39-981(n)(1)	(n)(3)(C)		Adult Care Homes; Authorized Electronic Monitoring; Knowingly hindering, obstructing, tampering with or destroying, without consent of resident or authorized individual, an electronic monitoring device with the intent to conceal felony	8	10	10	10	Nonperson
39-981(n)(2)	(n)(3)(A)		Adult Care Homes; Authorized Electronic Monitoring; Knowingly hindering, obstructing, tampering with or destroying, without consent of resident or authorized individual, a video or audio recording	B	C	C	~	Nonperson
39-981(n)(2)	(n)(3)(B)		Adult Care Homes; Authorized Electronic Monitoring; Knowingly hindering, obstructing, tampering with or destroying, without consent of resident or authorized individual, a video or audio recording with the intent to conceal misdemeanor	A	B	C	~	Nonperson
39-981(n)(2)	(n)(3)(C)		Adult Care Homes; Authorized Electronic Monitoring; Knowingly hindering, obstructing, tampering with or destroying, without consent of resident or authorized individual, a video or audio recording with the intent to conceal felony	8	10	10	10	Nonperson
40-2,118(a)	(e)		Insurance; Fraudulent Acts; \$25,000 or more	6	8	8	9	Nonperson
40-2,118(a)	(e)		Insurance; Fraudulent Acts; an amount less than \$1,000	C	C	C	~	Nonperson
40-2,118(a)	(e)		Insurance; Fraudulent Acts; at least \$1,000 but less than \$5,000	8	10	10	10	Nonperson
40-2,118(a)	(e)		Insurance; Fraudulent Acts; at least \$5,000 but less than \$25,000	7	9	9	10	Nonperson
40-247(a)	(b)(1)(A)		Insurance; Insurance agent or broker failure to pay premium; \$25,000 or more	7	9	9	10	Nonperson
40-247(a)	(b)(1)(B)		Insurance; Insurance agent or broker failure to pay premium; at least \$1000 less than \$25,000	9	10	10	10	Nonperson
40-247(a)	(b)(1)(C)		Insurance; Insurer or broker failing to pay premium to company; loss of < \$1000	A	B	C	~	Nonperson
40-247(a)	(b)(2)		Insurance; Insurance agent or broker failure to pay premium; premium is less than \$1000 and agent or broker has been convicted of this two or more times within 5 yrs	9	10	10	10	Nonperson
40-3104(a)	(g)(1)		Automobile Injury Reparations Act; Motor vehicle liability insurance coverage required	B	C	C	~	Nonperson

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					A	C	S	
40-3104(a)	(g)(2)		Automobile Injury Reparations Act; Motor vehicle liability insurance coverage required; 2nd or subs. conviction within 3 yrs	A	B	C	~	Nonperson
40-3104(b)	(g)(1)		Automobile Injury Reparations Act; Permitting uninsured motor vehicle to be operated upon a highway or upon property open to use by the public; 1st violation	B	C	C	~	Nonperson
40-3104(b)	(g)(2)		Automobile Injury Reparations Act; Permitting uninsured motor vehicle to be operated upon a highway or upon property open to use by the public; 2nd or subs. conviction within 3 yrs	A	B	C	~	Nonperson
40-3104(c)	(g)(1)		Automobile Injury Reparations Act; Knowingly drive an uninsured motor vehicle upon a highway or upon property open to use by the public; 1st violation	B	C	C	~	Nonperson
40-3104(c)	(g)(2)		Automobile Injury Reparations Act; Knowingly drive an uninsured motor vehicle upon a highway or upon property open to use by the public; 2nd or subs. conviction within 3 yrs	A	B	C	~	Nonperson
40-3104(d)	(g)(1)		Automobile Injury Reparations Act; Failure to display evidence of financial security upon demand by law enforcement; 1st violation	B	C	C	~	Nonperson
40-3104(d)	(g)(2)		Automobile Injury Reparations Act; Failure to display evidence of financial security upon demand by law enforcement; 2nd or subs. conviction within 3 yrs	A	B	C	~	Nonperson
40-3118(b)	same		Automobile Injury Reparations Act; Failure to maintain continuous financial security	B	C	C	~	Nonperson
40-3118(i)	same		Automobile Injury Reparations Act; Financial security for motor vehicle registration; false certification	A	B	C	~	Nonperson
40-3216	same		Health Maintenance Organization Act; Penalty for violation of provisions of act	C	C	C	~	Nonperson
40-3311	(c)		Insurance Holding Company Act; Willful violation of the act by a director, officer, employee or agent	**Nongrid				Nonperson
40-3311	(d)		Insurance Holding Company Act; Making false statements, reports or filings with intent to deceive the commissioner	**Nongrid				Nonperson
40-417	same		Insurance; Fraud; knowingly/willfully make any false or fraudulent statement/representation in or with reference to any application for life insurance, or for the purpose of obtaining any fee, commission, money or benefits from any company transacting business under this act	U	U	C	~	Nonperson
40-5013	(d)(1)(A)		Viatical Settlements Act; Violation of Act; contract is \$25,000 or more	7	9	9	10	Nonperson
40-5013	(d)(1)(B)		Viatical Settlements Act; Violation of Act; contract is at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
40-5013	(d)(1)(C)		Viatical Settlements Act; Violation of act; contract is less than \$1,000	A	B	C	~	Nonperson
40-5013	(d)(2)		Viatical Settlements Act; Violation of Act; contract is less than \$1,000 but committed by a person who has been convicted of this crime two or more times within 5 yrs preceding the commission of this crime	9	10	10	10	Nonperson
41-104	41-1121		Liquor Control Act; Unauthorized manufacturing, bottling, blending, selling, bartering, transporting, delivering, furnishing or possessing any alcoholic liquor for beverage purposes	U	U	C	~	Nonperson
41-1107	same		Liquor Control Act; Duty of county attorney; penalty for neglect; duty of attorney general	U	U	C	~	Nonperson
41-206(a)	(d)		Liquor Control Act; Division of Alcoholic Beverage Control; conflict of interest	U	U	C	~	Nonperson
41-2604(a)	same		Club/Drinking Establishment Act; Allowing consumption of liquor in violation of Act	U	U	C	~	Nonperson

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					A	C	S	
41-2615(a)	(b)		Club/Drinking Establishment Act; Possession or consumption by minor prohibited	U	U	C	~	Nonperson
41-2632(b)(1)	(c)		Club/Drinking Establishment Act; Influencing purchases of particular brand by licensees prohibited	U	U	C	~	Nonperson
41-2632(b)(2)	(c)		Club/Drinking Establishment Act; Influencing purchases from particular retailer by licensees prohibited	U	U	C	~	Nonperson
41-2640(a)(1)	(g)		Club/Drinking Establishment Act; Offer or serve any free cereal malt beverage or alcoholic liquor	U	U	C	~	Nonperson
41-2640(a)(2)	(g)		Club/Drinking Establishment Act; Offer or serve to any person an individual drink at a price that is less than the acquisition cost of the individual drink to the licensee or permit holder	U	U	C	~	Nonperson
41-2640(a)(3)	(g)		Club/Drinking Establishment Act; Sell, offer to sell or serve to any person an unlimited number of individual drinks during any set period of time for a fixed price, except at private functions or to general membership of a club	U	U	C	~	Nonperson
41-2640(a)(4)	(g)		Club/Drinking Establishment Act; Encourage or permit, on the licensed premises, any game or contest which involves drinking alcoholic liquor or cereal malt beverage or the awarding of individual drinks as prizes	U	U	C	~	Nonperson
41-2640(a)(5)	(g)		Club/Drinking Establishment Act; Sell, offer to sell or serve free powdered alcohol	U	U	C	~	Nonperson
41-2640(a)(6)	(g)		Club/Drinking Establishment Act; Advertise or promote in any way, whether on or off the licensed premises, any of the practices prohibited under subsections (a)(1) through (5)	U	U	C	~	Nonperson
41-2640(b)(1)	(g)		Club/Drinking Establishment Act; Public venue; Offer or serve free cereal malt beverage or alcoholic liquor in any form to any person	U	U	C	~	Nonperson
41-2640(b)(2)	(g)		Club/Drinking Establishment Act; Public venue; Offer or serve a drink or original container of alcoholic liquor or cereal malt beverage at a price less than the licensee's acquisition cost of the drink or original container	U	U	C	~	Nonperson
41-2640(b)(3)	(g)		Club/Drinking Establishment Act; Public venue; Sell or serve alcoholic liquor in glass containers to customers in the general admission area	U	U	C	~	Nonperson
41-2640(b)(4)	(g)		Club/Drinking Establishment Act; Public venue; Sell or serve more than two drinks per customer an any one time in the general admission area	U	U	C	~	Nonperson
41-2640(b)(5)	(g)		Club/Drinking Establishment Act; Public venue; Encourage or permit games or contests involving drinking alcoholic liquor and cereal malt beverage or awarding drinks as prizes	U	U	C	~	Nonperson
41-2640(b)(6)	(g)		Club/Drinking Establishment Act; Public venue; sell, offer to sell or serve free powdered alcohol	U	U	C	~	Nonperson
41-2640(b)(7)	(g)		Club/Drinking Establishment Act; Public venue; Advertise or promote any prohibited practices in K.S.A. 41-2640(b)(1) through (6)	U	U	C	~	Nonperson
41-2702	41-2711		Cereal Malt Beverages; Retailer's license required for sale of CMB	U	U	C	~	Nonperson
41-2705(a)(1)	41-2711		Cereal Malt Beverages; Accept, receive or borrow money or anything else of value, or accept or receive credit, from any manufacturer or distributor	U	U	C	~	Nonperson

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					A	C	S	
41-2705(a)(2)	41-2711		Cereal Malt Beverages; Accept, receive or borrow money or anything else of value, or accept or receive credit, from any person connected with, in any way representing or a member of the family of a manufacturer or distributor	U	U	C	~	Nonperson
41-2705(a)(3)	41-2711		Cereal Malt Beverages; Accept, receive or borrow money or anything else of value, or accept or receive credit, from any stockholders in a manufacturer or distributor	U	U	C	~	Nonperson
41-2705(a)(4)	41-2711		Cereal Malt Beverages; Accept, receive or borrow money or anything else of value, or accept or receive credit, from any officer, manager, agent or representative of a manufacturer or distributor	U	U	C	~	Nonperson
41-2705(b)	41-2711		Cereal Malt Beverages; Licensee permitting or assenting, or being a party to any violation or infringement of the provisions of this section or of K.S.A. 41-702 or 41-703	U	U	C	~	Nonperson
41-2706(a)	41-2711		Cereal Malt Beverages; Certain sales on credit or in trade prohibited	U	U	C	~	Nonperson
41-2707	41-2711		Cereal Malt Beverages; Sale by distributor to retailer on credit unlawful	U	U	C	~	Nonperson
41-2722(a)(1)	(c)		Cereal Malt Beverages; Certain sales practices prohibited; Offer or serve free cereal malt beverages to any person	U	U	C	~	Nonperson
41-2722(a)(2)	(c)		Cereal Malt Beverages; Certain sales practices prohibited; Offer or serve a drink at a price less than licensee's acquisition cost	U	U	C	~	Nonperson
41-2722(a)(3)	(c)		Cereal Malt Beverages; Certain sales practices prohibited; Offer or serve an unlimited number of drinks during a set period of time for a fixed price, except at private functions	U	U	C	~	Nonperson
41-2722(a)(4)	(c)		Cereal Malt Beverages; Certain sales practices prohibited; Encourage or permit games or contests involving cereal malt beverages or awarding drinks as prizes	U	U	C	~	Nonperson
41-2722(a)(5)	(c)		Cereal Malt Beverages; Certain sales practices prohibited; Advertise or promote any prohibited practices in K.S.A. 41-2722(a)(1) through (4)	U	U	C	~	Nonperson
41-2722(b)(3)	(c)		Cereal Malt Beverages; Sell or serve cereal malt beverage in a pitcher capable of containing not more than 64 fluid ounces.	U	U	C	~	Nonperson
41-2725(a)	(b)		Cereal Malt Beverages; Cereal malt beverage prohibited at state capitol	U	U	C	~	Nonperson
41-2726(a)	(b)		Cereal Malt Beverages; CMB; Sales below cost prohibited; punished per 41-2711	U	U	C	~	Nonperson
41-2905(d)(1)	same		Keg Registration Act; Removal of beer keg ID number by person who is not a retailer	B	C	C	~	Nonperson
41-2905(d)(2)	same		Keg Registration Act; Deface beer keg ID number by person not a retailer	B	C	C	~	Nonperson
41-2905(d)(3)	same		Keg Registration Act; Possession of beer keg without ID number by person not a retailer	B	C	C	~	Nonperson
41-2906(d)(1)	same		Keg Registration Act; Removal of CMB keg ID number by person not a retailer	B	C	C	~	Nonperson
41-2906(d)(2)	same		Keg Registration Act; Deface CMB keg ID number by person not a retailer	B	C	C	~	Nonperson
41-2906(d)(3)	same		Keg Registration Act; Possession of CMB keg without ID number by person not a retailer	B	C	C	~	Nonperson

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FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

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					A	C	S	
41-302(a)	same		Liquor Control Act; Licensing & Related Provisions; city option; knowingly signing a petition authorized by this section when not a qualified voter; aiding or abetting any other in the same; bribe, give or pay any money or thing of value to any person to induce such person to sign such petition	U	U	C	~	Nonperson
41-401	41-1121		Liquor Control Act; Manufacturers/distributors provide bonded warehouses	U	U	C	~	Nonperson
41-405	same		Kansas Liquor Control Act; Warehouse; false reports and unlawful removal	***Unc/10	10	10	10	Nonperson
41-407(a)(1)	(c)		Liquor Control Act; Evasion or attempt to evade payment of liquor tax	U	U	C	~	Nonperson
41-407(a)(2)	(c)		Liquor Control Act; Possession of alcoholic liquor, without mark indicating payment of liquor tax	U	U	C	~	Nonperson
41-508	same		Liquor Control Act; Possession of untaxed liquor by retailer	U	U	C	~	Nonperson
41-701(a)	(g)		Liquor Control Act; Unauthorized sale or attempted sale of spirits by distributor	U	U	C	~	Nonperson
41-701(b)	(g)		Liquor Control Act; Unauthorized sale or attempted sale of wine by distributor	U	U	C	~	Nonperson
41-701(c)	(g)		Liquor Control Act; Unauthorized sale or attempted sale of beer or CMB beverage by distributor	U	U	C	~	Nonperson
41-701(e)	(g)		Liquor Control Act; Unauthorized sale or attempted sale of alcoholic liquor or CMB by manufacturer of alcoholic liquor or cereal malt beverage	U	U	C	~	Nonperson
41-701(f)	(g)		Liquor Control Act; No supplier, wholesaler, distributor, manufacturer or importer shall by oral or written contract or agreement, expressly or impliedly fix, maintain, coerce or control the resale price of alcoholic liquor, beer or cereal malt beverage to be resold by such wholesaler, distributor, manufacturer or importer	U	U	C	~	Nonperson
41-708	same		Liquor Control Act; Retailer must obtain from licensed distributor	U	U	C	~	Nonperson
41-709	41-1121		Liquor Control Act; Unauthorized sale or delivery by manufacturer or distributor	U	U	C	~	Nonperson
41-710	41-1121		Liquor Control Act; Location of retail store, microbrewery or farm winery; restrictions	U	U	C	~	Nonperson
41-711	41-1121		Liquor Control Act; Sale at retail forbidden on certain premises	U	U	C	~	Nonperson
41-712	41-1121		Liquor Control Act; Sale of liquor forbidden on certain days	U	U	C	~	Nonperson
41-713	41-1121		Liquor Control Act; Retailers; mixing drinks on premises and employment of certain persons prohibited	U	U	C	~	Nonperson
41-715(a)	(b)		Liquor Control Act; Sale of liquor to incapacitated or intoxicated person	U	U	C	~	Nonperson
41-717	41-1121		Liquor Control Act; Certain sales on credit, in trade or by check prohibited	U	U	C	~	Nonperson
41-718	41-1121		Liquor Control Act; Sale only in original package; refilling prohibited	U	U	C	~	Nonperson
41-719(a)	(i)		Liquor Control Act; Drink or consume alcoholic liquor on the public streets, alleys, roads or highways or inside vehicles while on the public streets, alleys, roads or highways	U	U	C	~	Nonperson
41-719(b)	(i)		Liquor Control Act; Unauthorized drinking / consuming alcoholic liquor on private property	U	U	C	~	Nonperson
41-719(c)	(i)		Liquor Control Act; Unauthorized drinking / consuming alcoholic liquor on public property	U	U	C	~	Nonperson
41-720	41-1121		Liquor Control Act; Nonbeverage licensee forbidden to give or sell alcoholic liquors	U	U	C	~	Nonperson
41-721	41-1121		Liquor Control Act; No retail licenses to issue in cities where electors voted contrary	U	U	C	~	Nonperson
41-722	41-1121		Liquor Control Act; Giving or selling liquor to evade law declared unlawful	U	U	C	~	Nonperson

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					A	C	S	
41-724	41-1121		Liquor Control Act; Unauthorized transportation of liquor into state forbidden	U	U	C	~	Nonperson
41-725	41-1121		Liquor Control Act; Common carriers; must deliver only to consignee	U	U	C	~	Nonperson
41-726	41-1121		Liquor Control Act; False statements to common carriers unlawful	U	U	C	~	Nonperson
41-727(a)	(b)		Liquor Control Act; Purchase/consumption of alcoholic beverage by minor; violation by 1 18-20 yrs of age	C	C	C	~	Nonperson
41-728(a)	41-1121		Liquor Control Act; Sale by distributor of alcoholic liquor or CMB to a club, drinking establishment or caterer on credit prohibited; purchase of alcoholic liquor or cereal malt beverage from a distributor by a club, drinking establishment or caterer on credit prohibited	U	U	C	~	Nonperson
41-728(b)	41-1121		Liquor Control Act; Sales of alcoholic liquor or CMB by a distributor to a club, drinking establishment, caterer or retailer licensed under the Kansas liquor control act or under K.S.A. 41-2702 shall be separate from sales to any other club, drinking establishment, caterer or retailer even if the licensee is the same	U	U	C	~	Nonperson
41-729(a)	41-1121		Liquor Control Act; Retail sales at less than cost	U	U	C	~	Nonperson
41-803(a)	(c)		Liquor Control Act; Open Saloon	U	U	C	~	Nonperson
41-805(1)	41-1121		Liquor Control Act; Places and properties operated or used in violation of act	U	U	C	~	Nonperson
41-901(a)	41-1121		Liquor Control Act; Violations of act by persons required to be licensed	U	U	C	~	Nonperson
41-903	41-1121		Liquor Control Act; Knowingly permitting licensee to unlawfully use premises	U	U	C	~	Nonperson
41-905	41-1121		Liquor Control Act; False branding	U	U	C	~	Nonperson
42-122	same		Irrigation; Unlawful acts affecting irrigating canals where ditch company has secured the right of way	U	U	C	~	Nonperson
42-3,101	same		Irrigation Districts; Failure to construct devices, or to lock head gate and deliver key, or to maintain such devices	U	U	C	~	Nonperson
42-3,102	same		Irrigation Districts; Failure of proprietors to construct or maintain head gate	U	U	C	~	Nonperson
42-389	42-390		Irrigation Districts; Discrimination in rates unlawful	U	U	C	~	Nonperson
42-390	same		Irrigation Districts; Penalty for excessive charges	U	U	C	~	Nonperson
42-391	same		Irrigation Districts; Refusal to furnish water upon tender of charges	U	U	C	~	Nonperson
42-394	same		Irrigation Districts; Waste of water by water bailiff, ditch rider, superintendent or other in charge	U	U	C	~	Nonperson
42-395	same		Irrigation Districts; Unlawful acts affecting works	U	U	C	~	Nonperson
42-399	same		Irrigation Districts; Unlawful acts affecting artesian well	U	U	C	~	Nonperson
43-127	same		Jurors; Penalty for seeking jury service or to have another placed on jury list	U	U	C	~	Nonperson
43-161	same		Jurors; Failure to or falsely answering questions on juror questionnaires	A	B	C	~	Nonperson
44-1013	same		Kansas Act Against Discrimination; Willfully resist, prevent, impede or interfere with commission or any of its members or representatives in performance of duty under this act; willfully violate an order of the commission	U	U	C	~	Nonperson

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					A	C	S	
44-1020	(d)		Kansas Act Against Discrimination; Failure to comply with subpoena of Kansas Human Rights Commission or falsifying reports or other documents	U	U	C	~	Nonperson
44-1039	21-3805(b)(1)		Kansas Act Against Discrimination; Intentionally and falsely swear, testify, affirm, declare or subscribe to any material fact upon oath or affirmation required by the Kansas act against discrimination; at felony trial	7	9	9	10	Nonperson
44-1039	21-3805(b)(2)		Kansas Act Against Discrimination; Intentionally and falsely swear, testify, affirm, declare or subscribe to any material fact upon oath or affirmation required by the Kansas act against discrimination; at proceeding other than felony trial	9	10	10	10	Nonperson
44-1041(a)	same		Kansas Act Against Discrimination; Destroying any employment records required to be kept under the laws of the state of Kansas for the purpose of hindering any proceeding commenced pursuant to this act	B	C	C	~	Nonperson
44-1041(b)	same		Kansas Act Against Discrimination; Destroying any records or other information involved in any proceeding brought pursuant to this act for the purpose of hindering such proceedings	B	C	C	~	Nonperson
44-1117(a)	(b)		Kansas Age Discrimination In Employment Act; Willfully resist, prevent, impede or interfere with the commission, members or representatives in the performance of duty under this act or willfully violate an order of the commission	U	U	C	~	Nonperson
44-117	44-118		Labor & Industries; Employer preventing discharged employee from obtaining employment	U	U	C	~	Nonperson
44-129	same		Labor & Industries; Penalty for Violation of Act	C	C	C	~	Nonperson
44-1529(a)(1)(A)	(b)		Athlete Agent Act; Give any materially false or misleading information or makes a materially false promise or representation, with the intent to induce a student-athlete to enter into an agency contract	A	B	C	~	Nonperson
44-1529(a)(1)(B)	(b)		Athlete Agent Act; Furnish anything of value to a student-athlete before the student-athlete enters into the agency contract, with the intent to induce a student-athlete to enter into an agency contract	A	B	C	~	Nonperson
44-1529(a)(1)(C)	(b)		Athlete Agent Act; Furnish anything of value to any individual other than the student-athlete or another registered athlete agent, with the intent to induce a student-athlete to enter into an agency contract	A	B	C	~	Nonperson
44-1529(a)(2)(A)	(b)		Athlete Agent Act; Intentionally initiates contact with a student-athlete while not registered under this act	A	B	C	~	Nonperson
44-1529(a)(2)(B)	(b)		Athlete Agent Act; Intentionally refuse or fail to retain or permit inspection of the records required to be retained by K.S.A. 2005 Supp. 44-1528	A	B	C	~	Nonperson
44-1529(a)(2)(C)	(b)		Athlete Agent Act; Intentionally fail to register when required by K.S.A. 2005 Supp. 44-1519	A	B	C	~	Nonperson
44-1529(a)(2)(D)	(b)		Athlete Agent Act; Intentionally provide materially false or misleading information in an application for registration or renewal of registration	A	B	C	~	Nonperson
44-1529(a)(2)(E)	(b)		Athlete Agent Act; Intentionally predate or postdate an agency contract	A	B	C	~	Nonperson

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					A	C	S	
44-1529(a)(2)(F)	(b)		Athlete Agent Act; Intentionally fail to notify a student-athlete before the student-athlete signs or otherwise authenticates an agency contract for a particular sport that the signing or authentication may make the student-athlete ineligible to participate as a student-athlete in that sport	A	B	C	~	Nonperson
44-1610(a)	same		Amusement Ride Inspection; Knowingly operating or allowing to be operated by owner or operator any amusement ride, antique amusement ride, limited-use amusement ride, or registered agritourism activity without a valid permit issued by the Secretary	B	C	C	~	Nonperson
44-410	same		Labor & Industries; Penalty for any violation of K.S.A. 44-401 through 44-412, inclusive	C	C	C	~	Nonperson
44-5,125(a)(1)(A)	(a)(ii)		Worker's Comp. Fraud; Attempt to Gain Benefits; false or misleading statement; \$1,000 to \$25,000	9	10	10	10	Nonperson
44-5,125(a)(1)(A)	(a)(iii)		Worker's Comp. Fraud; Attempt to Gain Benefits; false or misleading statement; \$25,000 to \$50,000	7	9	9	10	Nonperson
44-5,125(a)(1)(A)	(a)(iv)		Worker's Comp. Fraud; Attempt to Gain Benefits; false or misleading statement; \$50,000 to \$100,000	6	8	8	9	Nonperson
44-5,125(a)(1)(A)	(a)(v)		Worker's Comp. Fraud; Attempt to Gain Benefits; false or misleading statement; \$100,000 or more	5	7	7	8	Nonperson
44-5,125(a)(1)(B)	(a)(ii)		Worker's Comp. Fraud; Attempt to Gain Benefits; misrepresent/conceal a material fact; \$1,000 to \$25,000	9	10	10	10	Nonperson
44-5,125(a)(1)(B)	(a)(iii)		Worker's Comp. Fraud; Attempt to Gain Benefits; misrepresent/conceal a material fact; \$25,000 to \$50,000	7	9	9	10	Nonperson
44-5,125(a)(1)(B)	(a)(iv)		Worker's Comp. Fraud; Attempt to Gain Benefits; misrepresent/conceal a material fact; \$50,000 to \$100,000	6	8	8	9	Nonperson
44-5,125(a)(1)(B)	(a)(v)		Worker's Comp. Fraud; Attempt to Gain Benefits; misrepresent/conceal a material fact; \$100,000 or more	5	7	7	8	Nonperson
44-5,125(a)(1)(C)	(a)(ii)		Worker's Comp. Fraud; Attempt to Gain Benefits; fabricate, alter, conceal or destroy a document; \$1000 to \$25,000	9	10	10	10	Nonperson
44-5,125(a)(1)(C)	(a)(iii)		Worker's Comp. Fraud; Attempt to Gain Benefits; fabricate, alter, conceal or destroy a document; \$25,000 to \$50,000	7	9	9	10	Nonperson
44-5,125(a)(1)(C)	(a)(iv)		Worker's Comp. Fraud; Attempt to Gain Benefits; fabricate, alter, conceal or destroy a document; \$50,000 to \$100,000	6	8	8	9	Nonperson
44-5,125(a)(1)(C)	(a)(v)		Worker's Comp. Fraud; Attempt to Gain Benefits; fabricate, alter, conceal or destroy a document; \$100,000 or more	5	7	7	8	Nonperson
44-5,125(a)(1)(D)	(a)(ii)		Worker's Comp. Fraud; Attempt to Gain Benefits; receive temporary total disability benefits or permanent total disability benefits, not entitled to, while employed; \$1,000 to \$25,000	9	10	10	10	Nonperson
44-5,125(a)(1)(D)	(a)(iii)		Worker's Comp. Fraud; Attempt to Gain Benefits; receive temporary total disability benefits or permanent total disability benefits, not entitled to, while employed; \$25,000 to \$50,000	7	9	9	10	Nonperson
44-5,125(a)(1)(D)	(a)(iv)		Worker's Comp. Fraud; Attempt to Gain Benefits; receive temporary total disability benefits or permanent total disability benefits, not entitled to, while employed; \$50,000 to \$100,000	6	8	8	9	Nonperson

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					A	C	S	
44-5,125(a)(1)(D)	(a)(v)		Worker's Comp. Fraud; Attempt to Gain Benefits; receive temporary total disability benefits or permanent total disability benefits, not entitled to, while employed; \$100,000 or more	5	7	7	8	Nonperson
44-5,125(a)(1)(E)	(a)(ii)		Worker's Comp. Fraud; Attempt to Gain Benefits; conspire with another person to commit any act described by paragraph (1) of this subsection (a); \$1,000 to \$25,000	9	10	10	10	Nonperson
44-5,125(a)(1)(E)	(a)(iii)		Worker's Comp. Fraud; Attempt to Gain Benefits; conspire with another person to commit any act described by paragraph (1) of this subsection (a); \$25,000 to \$50,000	7	9	9	10	Nonperson
44-5,125(a)(1)(E)	(a)(iv)		Worker's Comp. Fraud; Attempt to Gain Benefits; conspire with another person to commit any act described by paragraph (1) of this subsection (a); \$50,000 to \$100,000	6	8	8	9	Nonperson
44-5,125(a)(1)(E)	(a)(v)		Worker's Comp. Fraud; Attempt to Gain Benefits; conspire with another person to commit any act described by paragraph (1) of this subsection (a); \$100,000 or more	5	7	7	8	Nonperson
44-5,125(a)(1)(i)	same		Worker's Comp. Fraud; Amount received as a benefit, less than \$1,000	A	B	C	~	Nonperson
44-5,125(b)	same		Worker's Comp. Fraud; Submit false claim that worker is covered by act	8	10	10	10	Nonperson
44-5,125(c)	same		Worker's Comp. Fraud; Health Care Worker; submit claim for care not provided	9	10	10	10	Nonperson
44-5,125(d)(1)	same		Worker's Comp. Fraud; Attempt to Obtain Better Premium than Entitled; false or misleading statement	9	10	10	10	Nonperson
44-5,125(d)(2)	same		Worker's Comp. Fraud; Attempt to Obtain Better Premium than Entitled; misrepresent/conceal a material fact	9	10	10	10	Nonperson
44-5,125(d)(3)	same		Worker's Comp. Fraud; Attempt to Obtain Better Premium than Entitled; fabricate, conceal or destroy a document	9	10	10	10	Nonperson
44-5,125(d)(4)	same		Worker's Comp. Fraud; Attempt to Obtain Better Premium than Entitled; conspire with another person or persons to commit the acts described in clause (1), (2) or (3)	9	10	10	10	Nonperson
44-532(b)	(c)		Worker's Compensation; Knowing and intentional failure of an employer to secure the payment of workers compensation to the employer's employees as required	A	B	C	~	Nonperson
44-615	44-618		Labor & Industries; Unlawful acts against witnesses and litigants	U	U	C	~	Nonperson
44-616	44-618		Labor & Industries; Unlawful limitation or cessation of business operations	U	U	C	~	Nonperson
44-617	44-618		Labor & Industries; Violations of Act; quitting employment; picketing; intimidation	U	U	C	~	Nonperson
44-618	same		Labor & Industries; Penalty for violation of K.S.A. 44-601 to 44-628	U	U	C	~	Nonperson
44-619	same		Regulation of Labor & Industry; Induce violation of act or orders	***Unc/10	10	10	10	Nonperson
44-635	same		Labor & Industries; Penalty for failure to testify when subpoenaed	U	U	C	~	Nonperson
44-636(c)	(g)		Labor & Industries; Remove or require to be removed, or made ineffective any practical safeguard around or safety attachment to any machinery, vats, pan, or other apparatus or device mentioned in this section while the same is in use; require or permit the operation of, or operate, the dangerous machine, apparatus or device without the required safeguards or safety attachments	U	U	C	~	Nonperson

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					A	C	S	
44-636(f)	(g)		Labor & Industries; Discharge or discriminate against employee because employee filed a complaint with, or furnished information to, the secretary of labor concerning unsafe or hazardous working conditions	U	U	C	~	Nonperson
44-640	44-648		Labor & Industries; Conditions of employment detrimental to health and welfare unlawful	U	U	C	~	Nonperson
44-648	same		Labor & Industries; Penalty for violation of act	U	U	C	~	Nonperson
44-719(a)	same		Employment Security Law; Knowingly make a false statement or representation or knowingly fail to disclose a material fact, to obtain or increase any benefit or other payment under this act; punished in accordance with K.S.A. 21-3701-Theft; less than \$1,000	A	B	C	~	Nonperson
44-719(a)	same and 21-5801		Employment Security Law; Make a false statement or representation/fail to disclose a material fact, to obtain or increase any benefit or other payment under this act; \$100,000 or more	5	7	7	8	Nonperson
44-719(a)	same and 21-5801		Employment Security Law; Make a false statement or representation/fail to disclose a material fact, to obtain or increase any benefit or other payment under this act; at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
44-719(a)	same and 21-5801		Employment Security Law; Make a false statement or representation/fail to disclose a material fact, to obtain or increase any benefit or other payment under this act; at least \$25,000 but less than \$100,000	7	9	9	10	Nonperson
44-719(a)	same and 21-5801		Employment Security Law; Make a false statement or representation/fail to disclose a material fact, to obtain or increase any benefit or other payment under this act; value less than \$1,000 by a person with 2 or more prior theft convictions	9	10	10	10	Nonperson
44-719(f)	(f)(4)(B)		Employment Security Law; Knowingly obtain or attempt to obtain a reduced liability for contributions	9	10	10	10	Nonperson
44-766(a)	(b)(2)		Labor & Industries; Employment Security Law; Knowingly and intentionally misclassify an employee as an independent contractor for sole or primary purpose to avoid state income tax withholding and reporting requirements or state unemployment insurance contributions reporting requirements; 2nd violation	C	C	C	~	Nonperson
44-766(a)	(b)(3)		Labor & Industries; Employment Security Law; Knowingly and intentionally misclassify an employee as an independent contractor for sole or primary purpose to avoid state income tax withholding and reporting requirements or state unemployment insurance contributions reporting requirements; 3rd or subs. violation	A	B	C	~	Nonperson
44-925(a)	same		Labor & Industries; Unlawful operation of a pressure vessel installed after January 1, 1999, or a boiler without valid inspection certificate, and the operation of a pressure vessel installed after January 1, 1999, or a boiler without such inspection certificate or at a pressure exceeding that specified in such inspection certificate	C	C	C	~	Nonperson
44-925(c)	same		Labor & Industries; Unlawful installation or operation of any boiler or pressure vessel in this state; construction of any boiler or pressure vessel for use in this state in violation of this act, or rules and regulations hereunder	C	C	C	~	Nonperson

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45-407(d)	same		Public Records Preservation; Unauthorized disclosure of confidential information prohibited	B	C	C	~	Nonperson
46-1014(a)(1)	(b)		Contempt of Legislature; Willfully make default when summoned as a witness by subpoena	A	B	C	~	Nonperson
46-1014(a)(2)	(b)		Contempt of Legislature; Willfully fail to produce books, papers, documents or other records when required to do so	A	B	C	~	Nonperson
46-1014(a)(3)	(b)		Contempt of Legislature; Appear as required by a subpoena but refuse to answer, under oath or affirmation, any question pertinent to the matter under inquiry	A	B	C	~	Nonperson
46-1116	same		Legislative Post Audit; Failure to make records available for post audit	A	B	C	~	Nonperson
46-239(g)(1)	same		State Gov. Ethics; Intentionally fail to file a disclosure statement as required by this section	B	C	C	~	Nonperson
46-239(g)(2)	same		State Gov. Ethics; Intentionally file a disclosure statement containing material misrepresentation or false or fraudulent statement	B	C	C	~	Nonperson
46-251(a)	same		State Gov. Ethics; Intentionally fail to file a statement of substantial interests as required	B	C	C	~	Nonperson
46-251(b)	same		State Gov. Ethics; Intentionally file a statement of substantial interests that contains any false statement	B	C	C	~	Nonperson
46-259	same		State Gov. Ethics; Violation of a provision of this section or confidentiality provision of K.S.A. 46-256	B	C	C	~	Nonperson
46-274(1)	same		State Gov. Ethics; Unlawful lobbying; lobbying without being registered	B	C	C	~	Nonperson
46-274(2)	same		State Gov. Ethics; Unlawful lobbying; lobbying when a current report under K.S.A. 46-268 and 46-269, has not been filed and is past due	B	C	C	~	Nonperson
46-275(1)	same		State Gov. Ethics; Giving false lobbying information; intentionally making a false or incomplete statement on any registration paper under K.S.A. 46-265	B	C	C	~	Nonperson
46-275(2)	same		State Gov. Ethics; Giving false lobbying information; intentionally making a false or incomplete report under K.S.A. 46-268 and 46-269	B	C	C	~	Nonperson
46-276	same		State Gov. Ethics; Violation of any provision of K.S.A. 46-232, 46-233, 46-235 to 46-238, 46-240, 46-241, 46-242, 46-267 and 46-271 to 46-273, inclusive, and K.S.A. 46-286	B	C	C	~	Nonperson
46-287(a)	(c)		State Gov. Ethics; Advertising to influence legislative action; Publishing in any newspaper, periodical, insert, or flyer any paid advertisement promoting/opposing action or nonaction by the legislature on any legislative matter without the word "advertisement" or the abbreviation "adv." together with the name of the chairperson of the organization or other individual responsible for such	C	C	C	~	Nonperson
46-287(b)	(c)		State Gov. Ethics; Advertising to influence legislative action; broadcast by any radio/ television station any paid advertisement promoting/opposing action or nonaction by the legislature on any legislative matter without including that such was an advertisement, together with the name of the chairperson of the organization or other individual responsible for such	C	C	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
47-1010(a)(1)	(a)		Public Livestock Markets; Assume or attempt to act as a public livestock market operator without a license	U	U	C	~	Nonperson
47-1010(a)(2)	(a)		Public Livestock Markets; Impose false charges for handling or services in connection with livestock handled, sold or offered for sale at a public livestock market	U	U	C	~	Nonperson
47-1010(a)(3)	(a)		Public Livestock Markets; Fail to account promptly, correctly and fully for any livestock sold or handled and properly to make settlements therefore	U	U	C	~	Nonperson
47-1010(a)(4)	(a)		Public Livestock Markets; Make false or misleading statements as to market conditions at any public livestock market by its owner or employees	U	U	C	~	Nonperson
47-1010(a)(5)	(a)		Public Livestock Markets; Make any false or misleading statements as to the health or physical condition of the livestock or quantity of livestock shipped or sold	U	U	C	~	Nonperson
47-1010(a)(6)	(a)		Public Livestock Markets; Fail to comply with this act and any and all lawful rules, regulations and orders of the commissioner issued and promulgated hereunder	U	U	C	~	Nonperson
47-1102(a)	same		Livestock/Domestic Animals; Deliveries in Motor Vehicles; penalty for violations	U	U	C	~	Nonperson
47-121	same		Livestock; Stock Running at Large; unlawful driving of animals	U	U	C	~	Nonperson
47-1217	same		Livestock/Domestic Animals; Disposal of dead animals; penalty for violations of act	U	U	C	~	Nonperson
47-1219(a)	same		Livestock/Domestic Animals; Place any dead animals, carcasses of such animals or domestic fowl, or any part thereof, into any well, spring, brook, branch, river, creek, pond, road, street, alley, lane other than the person's own driveway, lot, field, meadow not owned or leased by such person or commonly-owned or public property	U	U	C	~	Nonperson
47-1219(b)	same		Livestock/Domestic Animals; Knowingly permit any dead animals, carcasses of such animals or domestic fowl, or any part thereof, to remain in any well, spring, brook, branch, river, creek, pond, road, street, alley, lane other than the person's own driveway, lot, field, meadow not owned or leased by such person or commonly-owned or public property	U	U	C	~	Nonperson
47-1403(a)	47-1405		Humane Slaughter; Shackle, hoist, or otherwise bring livestock into position for slaughter, by any method which shall cause injury or pain	U	U	C	~	Nonperson
47-1403(b)	47-1405		Humane Slaughter; Bleed/slaughter any livestock except by a humane method	U	U	C	~	Nonperson
47-1404	47-1405		Humane Slaughter; Certain method of slaughter declared inhumane	U	U	C	~	Nonperson
47-1509	same		Livestock; Feedlots; penalty for violation of act	U	U	C	~	Nonperson
47-1702	47-1715(a)		Pet Animal Act; Animal distributor license required	A	B	C	~	Nonperson
47-1703	47-1715(a)		Pet Animal Act; Pet shop operator license required	A	B	C	~	Nonperson
47-1704	47-1715(a)		Pet Animal Act; Pound or animal shelter license	A	B	C	~	Nonperson
47-1709(g)	same		Pet Animal Act; Knowingly falsify results or findings of any inspection or investigation; intentionally fail or refuse to make an inspection/ conduct an investigation pursuant to this section	A	B	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
47-1715(a)	same		Pet Animal Act, Violation or failure to comply with any provision of the act or any rule and regulation	A	B	C	~	Nonperson
47-1719(a)	47-1715(a)		Pet Animal Act; Hobby breeder license required	A	B	C	~	Nonperson
47-1720(a)	47-1715(a)		Pet Animal Act; Research facility license required	A	B	C	~	Nonperson
47-1723(a)	47-1715(a)		Pet Animal Act; Kennel operator license required	A	B	C	~	Nonperson
47-1724(a)	47-1715(a)		Pet Animal Act; Knowingly purchase a dog or a cat for the purpose of resale from a person required to be licensed or permitted if that person is not so licensed or permitted	A	B	C	~	Nonperson
47-1724(b)	47-1715(a)		Pet Animal Act; Licensees; knowingly sell to out-of-state distributors, animal distributors or pet shops who are not permitted or licensed in accordance with the Kansas Pet Animal Act	A	B	C	~	Nonperson
47-1733(a)	47-1715(a)		Pet Animal Act; Animal breeder license required	A	B	C	~	Nonperson
47-1734(a)	47-1715(a)		Pet Animal Act; Out-of-state distributor permit required	A	B	C	~	Nonperson
47-1735(a)	47-1715(a)		Pet Animal Act; Interfere with a representative of the animal health department	A	B	C	~	Nonperson
47-1736(a)	47-1715(a)		Pet Animal Act; Retail breeder license required	A	B	C	~	Nonperson
47-1802(a)	(c)		Livestock/Domestic Animals; Fail or refuse to make payment for livestock purchased for slaughter on the day ownership is transferred unless exception applies; requirements for check payments	B	C	C	~	Nonperson
47-1808(a)	(e)		Livestock/Domestic Animals; Bonding of livestock dealers required	A	B	C	~	Nonperson
47-1827(a)	(g)(1)		Livestock/Domestic Animals; Intent to damage and destroy enterprise at facility, property in or on the facility; damage is \$25,000 or more	7	9	9	10	Nonperson
47-1827(a)	(g)(1)		Livestock/Domestic Animals; Intent to damage and destroy enterprise at facility, property in or on the facility; damage is at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
47-1827(a)	(g)(1)		Livestock/Domestic Animals; Intentionally damage or destroy an animal facility or animal or property in or on an animal facility without consent; less than \$1,000	A	B	C	~	Nonperson
47-1827(b)	(g)(2)		Livestock/Domestic Animals; Exercise control with intent to deprive owner and damage enterprise at facility	10	10	10	10	Nonperson
47-1827(c)(1)	(g)(3)		Livestock/Domestic Animals; With intent to damage & without consent; enter an animal facility, not open to the public, with intent to commit a prohibited act	A	B	C	~	Nonperson
47-1827(c)(2)	(g)(3)		Livestock/Domestic Animals; With intent to damage & without consent; remain concealed, with intent to commit an act prohibited by this section	A	B	C	~	Nonperson
47-1827(c)(3)	(g)(3)		Livestock/Domestic Animals; With intent to damage & without consent; enter an animal facility and commit or attempt to commit a prohibited act	A	B	C	~	Nonperson
47-1827(c)(4)	(g)(3)		Livestock/Domestic Animals; With intent to damage & without consent; enter animal facility to take pictures by photograph, video camera or by any other means	A	B	C	~	Nonperson
47-1827(d)(1)(A)	(g)(4)		Livestock/Domestic Animals; With intent to damage & without consent; enter or remain on animal facility having had notice that entry was forbidden	B	C	C	~	Nonperson

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					A	C	S	
47-1827(d)(1)(B)	(g)(4)		Livestock/Domestic Animals; With intent to damage & without consent; enter or remain on animal facility having received notice to depart but failing to do so	B	C	C	~	Nonperson
47-1827(e)	(g)(1)		Livestock/Domestic Animals; Intent to damage or destroy field crop; University or private research facility or federal, state or local government; damage is at least \$1,000 but less than \$25,000	9	10	10	10	Nonperson
47-1827(e)	(g)(1)		Livestock/Domestic Animals; Intentionally damage or destroy any field crop product grown in the context of a product development program in conjunction or coordination with a private research facility or a university or any federal, state or local governmental agency without consent; less than \$1,000	A	B	C	~	Nonperson
47-1827(e)	(g)(1)		Livestock/Domestic Animals; Intent to damage or destroy field crop; University or private research facility or federal, state or local government; damage is \$25,000 or more	7	9	9	10	Nonperson
47-1827(f)	(g)(4)		Livestock/Domestic Animals; Enter or remain on an animal facility or enter any property with intent to damage	B	C	C	~	Nonperson
47-2007	same		Kansas Sheep Council; Violation of provisions of act	U	U	C	~	Nonperson
47-2101(a)	(d)		Livestock/Domestic Animals; Fail to obtain a permit to engage in the business of raising domesticated deer	C	C	C	~	Nonperson
47-2102(a)	(b)		Livestock/Domestic Animals; Intentionally releasing domesticated deer	C	C	C	~	Nonperson
47-2306	same		Dairy Commission; Violation of provisions of article 23 of chapter 47 of the Kansas Statutes Annotated and amendments thereto.	U	U	C	~	Nonperson
47-237	same		Livestock/Domestic Animals; Strays; unlawfully take up any stray or fail to comply with provisions act	U	U	C	~	Nonperson
47-418a	same		Livestock/Domestic Animals; Marks & Brands; willfully brand cattle in manner other than as required; falsely brand cattle so as to incorrectly designate the disease control identification or ownership of livestock	A	B	C	~	Nonperson
47-421	same		Livestock/Domestic Animals; Marks & Brands; unlawful branding or defacing of brands	***Unc/10	10	10	10	Nonperson
47-421(a)	47-421(a)		Livestock/Domestic Animals; Marks & Brands; willfully brands or causes to be branded any livestock in any manner other than as required or authorized by the laws of this state and the rules and regulations of the animal health commissioner	A	B	C	~	Nonperson
47-421(b)	47-421(b)		Livestock/Domestic Animals; Marks & Brands; willfully and knowingly brand or cause to be branded with such person's brand, or any brand not the recorded brand of the owner, any livestock being the property of another, or who shall willfully or knowingly efface, deface or obliterate any brand upon any livestock	6	8	8	9	Nonperson
47-422	same		Livestock/Domestic Animals; Marks & Brands; use of brand by other than recorded owner	C	C	C	~	Nonperson
47-438	47-447		Livestock/Domestic Animals; Marks & Brands; bill of sale required for sale of animals in inspection areas	U	U	C	~	Nonperson
47-439	47-447		Livestock/Domestic Animals; Marks & Brands; unlawful to fail or refuse to exhibit bill of sale	U	U	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
47-440	47-447		Livestock/Domestic Animals; Marks & Brands; required contents of bill of sale	U	U	C	~	Nonperson
47-441	47-447		Livestock/Domestic Animals; Marks & Brands; unlawful to remove cattle from area without inspection certificate	U	U	C	~	Nonperson
47-442	47-447		Livestock/Domestic Animals; Marks & Brands; unlawful to move cattle within area without inspection	U	U	C	~	Nonperson
47-447	same		Livestock/Domestic Animals; Marks & Brands; penalty for violation of K.S.A. 47-420, 47-446, and any provisions of act	U	U	C	~	Nonperson
47-604	same		Livestock/Domestic Animals; Penalty for violating quarantine; 1st conviction	A	B	C	~	Nonperson
47-604	same		Livestock/Domestic Animals; Penalty for violating quarantine; 2nd or subs. conviction	7	9	9	10	Nonperson
47-607(a)	47-607c		Livestock/Domestic Animals; Unlawful to transport uninspected animals into state	U	U	C	~	Nonperson
47-607(b)	47-607c		Livestock/Domestic Animals; Certificates of health required	U	U	C	~	Nonperson
47-607(c)	47-607c		Livestock/Domestic Animals; Rules and regulations of animal health commissioner; special quarantine	U	U	C	~	Nonperson
47-607a	47-607c		Livestock/Domestic Animals; Transport uninspected animals into state without obtaining special permit if required	U	U	C	~	Nonperson
47-629	47-629c		Livestock/Domestic Animals; Injection of virulent hog-cholera virus into hogs without permit unlawful	U	U	C	~	Nonperson
47-629a	47-629c		Livestock/Domestic Animals; Sale of virulent hog-cholera virus by unauthorized vendors unlawful	U	U	C	~	Nonperson
47-629b	47-629c		Livestock/Domestic Animals; Sale of virulent hog-cholera virus to unauthorized purchasers unlawful	U	U	C	~	Nonperson
47-629c	same		Livestock/Domestic Animals; Penalty for violating K.S.A. 47-629 to 47-629c	U	U	C	~	Nonperson
47-662	same		Livestock/Domestic Animals; Penalty for violating act; refuse to allow examination of domestic animals for any infectious or contagious disease; hinder or obstruct any examination of or in an attempt to examine domestic animals	U	U	C	~	Nonperson
47-663	47-665		Livestock/Domestic Animals; Sale of cattle as tuberculosis tested unlawful	U	U	C	~	Nonperson
47-664	47-665		Livestock/Domestic Animals; Sale as brucellosis or Bang's tested unlawful	U	U	C	~	Nonperson
47-834(a)	(c)(1)		Veterinary Practice Act; Unlawful practice of veterinary medicine	B	C	C	~	Nonperson
47-834(b)	(c)(2)		Veterinary Practice Act; Unlawful operation or management of veterinary premises	B	C	C	~	Nonperson
48-1612	48-1613(a)		Nuclear Energy Development & Radiation Control Act; Prohibited uses	U	U	C	~	Nonperson
48-16a11(a)	(a)		Radon Certification Law; Willful violation	B	C	C	~	Nonperson
48-219	same		Army & Air National Guard; Penalty for unlawful acts affecting property	U	U	C	~	Nonperson
48-222	same		Army & Air National Guard; Employer refusing to permit employee/member of Guard to attend drill or annual muster, or perform active service, when so ordered by the commander in chief	U	U	C	~	Nonperson
48-2712(a)(3)	same		Code of Military Justice; Willfully neglect or refuse to appear, or refuse to qualify as a witness or to testify or to produce any evidence which that person may have been legally subpoenaed to produce	C	C	C	~	Nonperson
48-2713(a)	(b)		Code of Military Justice; Use of any menacing word, sign, or gesture in the presence of the military court, or who disturbs the military courts proceedings by any riot or disorder	C	C	C	~	Nonperson

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Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
48-939	same		Emergency Management Act; Violation of act, rules, regulations, orders or proclamations under act	A	B	C	~	Nonperson
49-105	same		Mines & Mining; Ingress and egress for survey; penalty for interference with survey	U	U	C	~	Nonperson
49-108	same		Mines & Mining; Penalty for interfering with survey ordered pursuant to K.S.A. 49-106	C	C	C	~	Nonperson
49-607(a)	(d)		Mines & Mining; Falsification of information in application for registration of mining site	A	B	C	~	Nonperson
50-1002	50-1013(a)		Loan Brokers; Engage in business as an unregistered loan broker	7	9	9	10	Nonperson
50-1013(a)	same		Loan Brokers; Penalty for willful violation of the loan broker act	7	9	9	10	Nonperson
50-1017(1)	50-1013(a)		Loan Brokers; Employ any device, scheme or artifice to defraud	7	9	9	10	Nonperson
50-1017(2)	50-1013(a)		Loan Brokers; Make untrue statements of a material fact or omit a necessary material fact	7	9	9	10	Nonperson
50-1017(3)	50-1013(a)		Loan Brokers; Engage in any act, practice or course of business that operates or would operate as a fraud or deceit upon any person	7	9	9	10	Nonperson
50-1018	50-1013(a)		Loan Brokers; Make false or misleading filing or statement	7	9	9	10	Nonperson
50-1131	same		Credit Services Organization Act; Violation act or any rule and regulation promulgated thereunder	B	C	C	~	Nonperson
50-1207	same		Second Amendment Protection Act; U.S. Government agent enforce or attempt to enforce any U.S. laws regarding firearms, accessories or ammunition manufactured and owned in Kansas	10	10	10	10	Nonperson
50-503(a)	50-504		Unfair Trade & Consumer Protection; Furnish, give, rent, lease, or lend to a retail dealer any money, equipment, fixtures, ice cream cabinets or bulk milk dispensers, supplies, or other things having a real or substantial value, or any expendable supplies commonly provided in connection with sales of dairy products to the consumer	U	U	C	~	Nonperson
50-503(b)	50-504		Unfair Trade & Consumer Protection; Sell to any retail dealer or consumer any fixtures or equipment other than ice cream cabinets or bulk milk dispensers, or sell to any retail dealer or consumer any ice cream cabinets or bulk milk dispensers at unauthorized price	U	U	C	~	Nonperson
50-503(c)	50-504		Unfair Trade & Consumer Protection; Furnish or provide for the mechanical or electrical servicing of any fixtures or equipment used in connection with the sale or consumption of dairy products by a retail dealer or consumer	U	U	C	~	Nonperson
50-503(d)	50-504		Unfair Trade & Consumer Protection; Fail, neglect, or refuse to remove, repossess or institute an appropriate replevin action to recover any fixture or equipment sold to any retail dealer or consumer under a conditional sales contract or secured by chattel mortgage as authorized by the provisions of this act, if such retail dealer or consumer has been in default of any payment for more than 90 days	U	U	C	~	Nonperson
50-503(e)	50-504		Unfair Trade & Consumer Protection; Pay to or credit a retail dealer or pay for or on behalf of or for the benefit of a retail dealer for any advertising, display or distribution service, unless exception herein applies	U	U	C	~	Nonperson
50-503(f)	50-504		Unfair Trade & Consumer Protection; Pay or credit a retail dealer for the use of any floor space, shelf space or equipment within or at such person's place of business	U	U	C	~	Nonperson

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					A	C	S	
50-503(g)	50-504		Unfair Trade & Consumer Protection; Make, guarantee or procure another to guarantee any loan or the payment of any financial obligation of a retail dealer	U	U	C	~	Nonperson
50-503(h)	50-504		Unfair Trade & Consumer Protection; Extend credit to a retail dealer beyond the normal periods of payment commonly prevailing in the business territory of the sale	U	U	C	~	Nonperson
50-503(i)	50-504		Unfair Trade & Consumer Protection; Offer or give any bonus, premium, or compensation to a retail dealer, directly or indirectly, through or to an officer, employee, associate, relative or representative of a retail dealer	U	U	C	~	Nonperson
50-503(j)	50-504		Unfair Trade & Consumer Protection; Sell, offer for sale, or contract to sell dairy products to any retail dealer on consignment, or with the privilege of return, or on any basis other than a bona fide sale	U	U	C	~	Nonperson
50-503(k)	50-504		Unfair Trade & Consumer Protection; Use or employ any device or scheme to subsidize any retail dealer	U	U	C	~	Nonperson
50-503(l)	50-504		Unfair Trade & Consumer Protection; Sell any products, unit or combination thereof, for less than cost to the wholesaler, processor or distributor at the point of delivery; sell to any retail dealer any expendable supplies for less than cost to any such wholesaler, processor or distributor at the point of delivery plus a markup of 6% of such cost as a proportionate share of the cost of doing business	U	U	C	~	Nonperson
50-503(m)	50-504		Unfair Trade & Consumer Protection; Grant to any retail dealer any secret discount, make any rebate, or permit any deviation from the price at which such person furnishes dairy products of the same quality, brand and quantity to other retail dealers in the same city, unincorporated town, or immediate vicinity thereof	U	U	C	~	Nonperson
50-503(n)	50-504		Unfair Trade & Consumer Protection; Permit any retail dealer to do for or on behalf of such wholesaler, processor or distributor any of the acts hereby made unlawful to be done	U	U	C	~	Nonperson
50-6,110	50-6,112(a)		Scrap Metal Dealers; Intentional sale without receipt of required information	C	C	C	~	Nonperson
50-6,110	50-6,112(b)		Scrap Metal Dealers; Intentional sale without receipt of required information; 2nd violation within 2-yr period	B	C	C	~	Nonperson
50-6,110	50-6,112(c)		Scrap Metal Dealers; Intentional sale without receipt of required information; 3rd or subs. violation within 2-yr period	A	B	C	~	Nonperson
50-6,111	50-6,112(a)		Scrap Metal Dealers; Intentional purchase without receipt of required information; records maintained	C	C	C	~	Nonperson
50-6,111	50-6,112(b)		Scrap Metal Dealers; Intentional purchase without receipt of required information; records maintained; 2nd violation within 2-yr period	B	C	C	~	Nonperson
50-6,111	50-6,112(c)		Scrap Metal Dealers; Intentional purchase without receipt of required information; records maintained; 3rd or subs. violation within 2-yr period	A	B	C	~	Nonperson
50-620	50-622		Consumer Protection Act; Certain information as to ownership of junk required; register	C	C	C	~	Nonperson

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					A	C	S	
50-621	50-622		Consumer Protection Act; Junk dealer; purchasing items of junk without receiving information on ownership from seller; fail to file and maintain a record of ownership as required	C	C	C	~	Nonperson
50-626(a)	50-622		Consumer Protection Act; Engaging in any deceptive act or practice in connection with a consumer transaction; deceptive acts and practices defined in subsection (b)	C	C	C	~	Nonperson
50-627(a)	50-622		Consumer Protection Act; Unconscionable acts and practices	C	C	C	~	Nonperson
50-6a04(a)	50-6a16(a)		Consumer Protection Act; Affixing of cigarette stamps and meter impressions (falsely representing)	A	B	C	~	Nonperson
50-6a16(a)	50-6a16(a)(1)		Cigarettes & Tobacco Products; Sell, distribute cigarettes; acquire, hold, own, possess, transport, import or cause to be imported cigarettes that the person knows or should know are intended for distribution or sale in this state in violation of K.S.A. 50-6a04(a) or K.S.A. 50-6a13(a); 1st conviction	A	B	C	~	Nonperson
50-6a16(a)	50-6a16(a)(2)		Cigarettes & Tobacco Products; Sell, distribute cigarettes; acquire, hold, own, possess, transport, import or cause to be imported cigarettes that the person knows or should know are intended for distribution or sale in this state in violation of K.S.A. 50-6a04(a) or K.S.A. 50-6a13(a); 2nd conviction	9	10	10	10	Nonperson
50-6a16(a)	50-6a16(a)(3)		Cigarettes & Tobacco Products; Sell, distribute cigarettes; acquire, hold, own, possess, transport, import or cause to be imported cigarettes that the person knows or should know are intended for distribution or sale in this state in violation of K.S.A. 50-6a04(a) or K.S.A. 50-6a13(a); 3rd conviction	9	10	10	10	Nonperson
50-6a16(b)	same		Cigarettes & Tobacco Products; False representation to any person directly or indirectly by non-participating manufacturer: any information about a brand family listed on the directory; that it is a participating manufacturer; that it has made all required escrow payments; or that it has satisfied any other requirements imposed pursuant to the act	A	B	C	~	Nonperson
50-718	same		Fair Credit Reporting Act; Obtaining information under false pretenses	7	9	9	10	Person
50-719	same		Fair Credit Reporting Act; Unauthorized disclosures by officers or employees	7	9	9	10	Person
50-720	same		Fair Credit Reporting Act; Any violation of K.S.A. 50-701 to 50-719, inclusive, unless otherwise provided	C	C	C	~	Nonperson
50-904(a)	same		Food Advertising & Sales Practices; Any violation of act; 1st offense	C	C	C	~	Nonperson
50-904(a)	same		Food Advertising & Sales Practices; Any violation of act; 2nd offense	B	C	C	~	Nonperson
50-904(a)	same		Food Advertising & Sales Practices; Any violation of act; 3rd or subs.	A	B	C	~	Nonperson
51-301(a)	(b)		Motion Pictures; Unlawful use of a recording device; 1st conviction	A	B	C	~	Nonperson
51-301(a)	(b)		Motion Pictures; Unlawful use of a recording device; 2nd or subs. conviction	9	10	10	10	Nonperson
53-106	same		Notaries Public & Commissioners; Willful neglect or refusal to provide date of expiration of appointment	C	C	C	~	Nonperson
53-121(a)-(b)	(c)		Notary public - use of "notario publico" prohibited	B	C	C	~	Nonperson
55-1004	same		Oil & Gas; Disposal of Brines & Mineralized Waters; dispose of certain waste in oil-field disposal wells at excessive pressures	9	10	10	10	Nonperson

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					A	C	S	
55-1005	same		Oil & Gas; Disposal of Brines & Mineralized Waters; use wells for the disposal of salt brines or other oil field wastes which do not meet the requirements for minimum depth	9	10	10	10	Nonperson
55-102(a)	same		Oil & Gas; Control and management of oil and gas wells; unlawful acts	U	U	C	~	Nonperson
55-1102(a)(1)	55-1105		Liquefied Petroleum Gas; Unlawful for any person except owner or a person authorized in writing by him or her to fill or refill such container	U	U	C	~	Nonperson
55-1102(a)(2)	55-1105		Liquefied Petroleum Gas; Unlawful for person other than owner or owner's agent to buy, sell, offer for sale, give, take, loan, deliver or permit to be delivered, or otherwise use, dispose of, or traffic in any such container	U	U	C	~	Nonperson
55-1102(a)(3)	55-1105		Liquefied Petroleum Gas; Unlawful for person other than owner or owner's agent to deface, erase, obliterate, cover up or otherwise remove or conceal or change any such name, mark, initials or other identifying device of the owner or to place the name, mark, initials or other identifying device of any person other than the owner on such container	U	U	C	~	Nonperson
55-1102(b)	55-1105		Liquefied Petroleum Gas; Unlawful for any person to place the name, mark, initials or other identifying device of any person other than the owner on any liquefied petroleum gas container	U	U	C	~	Nonperson
55-1103	55-1105		Liquefied Petroleum Gas; Unlawful to fill or refill unmarked containers if notified by owner	U	U	C	~	Nonperson
55-112(a)	55-114		Oil & Gas; Transportation of gas; standards for	U	U	C	~	Nonperson
55-1502(a)	(d)		Regulations of Equipment/Crude Oil/Products; Failure of records to contain required information	B	C	C	~	Nonperson
55-1502(b)	(d)		Regulations of Equipment/Crude Oil/Products; Failure to retain records as required	B	C	C	~	Nonperson
55-1503(a)	(b)		Regulations of Equipment/Crude Oil/Products; Failure to permit inspection of equipment or materials being transported	B	C	C	~	Nonperson
55-1504(a)	(c)		Regulations of Equipment/Crude Oil/Products; Failure of person possessing crude oil to produce the required documentation	B	C	C	~	Nonperson
55-1505	same		Regulations of Equipment/Crude Oil/Products; Tamper with field equipment identification	B	C	C	~	Nonperson
55-156	same		Oil & Gas; Regulatory provisions; fail to plug well as required to protect water, prior to abandoning well	10	10	10	10	Nonperson
55-157	same		Oil & Gas; Regulatory provisions; fail to cement in the surface casing as required to protect water	10	10	10	10	Nonperson
55-158	same		Oil & Gas; Failure to submit cement bond logs or other surveys for surface casing	C	C	C	~	Nonperson
55-159	same		Oil & Gas; Failure to notify commission prior to setting surface casing or plugging	C	C	C	~	Nonperson
55-162(e)	same		Oil & Gas; Regulatory provisions; removal of seal on well without proper approval	9	10	10	10	Nonperson
55-174(a)	(b)		Oil & Gas; Failure to notify of intent to drill	B	C	C	~	Nonperson
55-177	same		Oil & Gas; Failure to remove structures and abutments from lands after abandoning wells	U	U	C	~	Nonperson
55-443(a)(1)	55-434(a)		Oil & Gas; Act as or represent oneself to be a technical representative without having such license	A	B	C	~	Nonperson
55-443(a)(10)	55-434(a)		Oil & Gas; Sell, use, remove, otherwise dispose of or fail to remove from the premises specified, any dispensing device, package or commodity contrary to the terms of any order issued by the secretary	A	B	C	~	Nonperson

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					A	C	S	
55-443(a)(11)	55-434(a)		Oil & Gas; Misrepresent that diesel fuel is or contains biodiesel fuel blend or otherwise represent that diesel fuel is made from renewable resources	A	B	C	~	Nonperson
55-443(a)(12)	55-434(a)		Oil & Gas; Violate any order issued by the secretary pursuant to chapter 83 of the Kansas Statutes Annotated	A	B	C	~	Nonperson
55-443(a)(2)	55-434(a)		Oil & Gas; Obstruct the secretary or any of the secretary's authorized agents in performance of the secretary's official duties under the petroleum products inspection law	A	B	C	~	Nonperson
55-443(a)(3)	55-434(a)		Oil & Gas; Fail to follow the applicable version of NIST Handbook as referenced in chapter 83 of the Kansas Statutes Annotated, or any rules and regulations adopted thereunder when installing, repairing, calibrating or testing a device	A	B	C	~	Nonperson
55-443(a)(4)	55-434(a)		Oil & Gas; Fail to complete the testing or placing-in-service report in its entirety and to report the accurate description of the parts replaced, adjusted, reconditioned or work performed	A	B	C	~	Nonperson
55-443(a)(5)	55-434(a)		Oil & Gas; File a false or fraudulent application or report to the secretary	A	B	C	~	Nonperson
55-443(a)(6)	55-434(a)		Oil & Gas; Fail to pay all fees and penalties as required	A	B	C	~	Nonperson
55-443(a)(7)	55-434(a)		Oil & Gas; Refuse to keep and make available for examination by the Kansas department of agriculture all books, papers, and other information as required	A	B	C	~	Nonperson
55-443(a)(8)	55-434(a)		Oil & Gas; Fail to have any commercial dispensing device tested as required by the petroleum products inspection law or chapter 83 of the Kansas Statutes Annotated	A	B	C	~	Nonperson
55-443(a)(9)	55-434(a)		Oil & Gas; Sell, offer or expose for sale any petroleum product which does not comply with the provisions of the petroleum products inspection law	A	B	C	~	Nonperson
55-601	55-607		Crude Oil or Petroleum; Waste prohibited	U	U	C	~	Nonperson
55-607	same		Crude Oil or Petroleum; Penalty for violations of 55-601 to 55-609	U	U	C	~	Nonperson
55-610	55-611		Crude Oil or Petroleum; Buying or selling of illegally produced crude oil or petroleum unlawful	U	U	C	~	Nonperson
55-701	55-708		Production & Conservation of Natural Gas; Waste of natural gas prohibited	U	U	C	~	Nonperson
55-708	same		Production & Conservation of Natural Gas; Any violation of act or valid order or rules or regulations of the commission	U	U	C	~	Nonperson
55-904(a)(1)	(d)(1)		Oil & Gas; Disposal of Salt Water; dispose of salt water in unauthorized manner	9	10	10	10	Nonperson
55-904(a)(1)	(d)(2)		Oil & Gas; Disposal of Salt Water; dispose of salt water in unauthorized manner; 2nd or subs. violation	8	10	10	10	Nonperson
55-904(a)(2)	(d)(1)		Oil & Gas; Disposal of Salt Water; dispose of a substance not exempt under 40 C.F.R. 261.4(b)(5), as revised July 1, 1997, in a class II disposal or injection well	9	10	10	10	Nonperson
55-904(a)(2)	(d)(2)		Oil & Gas; Disposal of Salt Water; dispose of a substance not exempt under 40 C.F.R. 261.4(b)(5), as revised July 1, 1997, in a class II disposal or injection well; 2nd or subs. violation	8	10	10	10	Nonperson
55-904(a)(3)	(d)(1)		Oil & Gas; Disposal of Salt Water; contract for the transportation of such salt water with a person, firm, corporation, partnership or other association not licensed under K.S.A. 66-1,114	9	10	10	10	Nonperson

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					A	C	S	
55-904(a)(3)	(d)(2)		Oil & Gas; Disposal of Salt Water; contract for the transportation of such salt water with a person, firm, corporation, partnership or other association not licensed under K.S.A. 66-1,114; 2nd or subs. violation	8	10	10	10	Nonperson
55-904(a)(4)	(d)(1)		Oil & Gas; Disposal of Salt Water; own, operate a vehicle being used for transportation of salt water containing an operable "trip-lever" accessible to a person in the passenger compartment of such vehicle	9	10	10	10	Nonperson
55-904(a)(4)	(d)(2)		Oil & Gas; Disposal of Salt Water; own, operate a vehicle being used for transportation of salt water containing an operable "trip-lever" accessible to a person in the passenger compartment of such vehicle; 2nd or subs. violation	8	10	10	10	Nonperson
58-1016	58-1022		New Goods Public Auction; License required to conduct certain auction sales	U	U	C	~	Nonperson
58-1022	same		New Goods Public Auction; Engage in, or conduct a public auction, without a license; knowingly advertise, represent or hold forth any sale of goods, wares or merchandise to be conducted contrary to the provisions of this act	U	U	C	~	Nonperson
58-2011(b)	(g)		Personal & Real Property; Failure to have a land surveyor establish reference points as required	C	C	C	~	Nonperson
58-206	same		Personal & Real Property; Liens on Personal Property; Sell, dispose or secret grain with intent to defraud	U	U	C	~	Nonperson
58-2809	same		Examination/Registration/Licensing & Bonding of Abstracters; Violation by licensee	C	C	C	~	Nonperson
58-2810	same		Examination/Registration/Licensing & Bonding of Abstracters; Unlawful for county officers to prevent use of records	C	C	C	~	Nonperson
58-3065(a)	same		Real Estate Brokers' & Salespersons' License Act; Penalty for violation of act	U	U	C	~	Nonperson
58-3073	same		Real Estate Brokers' & Salespersons' License Act; File statement required under K.S.A. 58-3066 to 58-3071 which is false or untrue or contains any material misstatement of fact	A	B	C	~	Nonperson
58-3304(1)	58-3315		Uniform Land Sales Practices Act; Offer or dispose of any interest in subdivided lands prior to registration	***Unc/10	10	10	10	Nonperson
58-3304(2)	58-3315		Uniform Land Sales Practices Act; Dispose of interest in subdivided lands without a current public offering statement provided to purchaser	***Unc/10	10	10	10	Nonperson
58-3315	same		Uniform Land Sales Practices Act; Penalty for willful violation of act	***Unc/10	10	10	10	Nonperson
58-4103(a)(1)	(c)		Real Estate Appraisers; Engage in any written appraisal in connection with a federally related transaction without certification or licensure	A	B	C	~	Nonperson
58-4103(a)(2)	(c)		Real Estate Appraisers; Assume or use the title of state certified or licensed appraiser without certification or licensure	A	B	C	~	Nonperson
58-4103(a)(3)	(c)		Real Estate Appraisers; Advertise or otherwise represent that such person is a state certified or license appraiser	A	B	C	~	Nonperson

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					A	C	S	
58-4723(c)	same		Appraisal Management Company Registration Act; Violation of the act or of any rule or regulation adopted thereto	C	C	C	~	Nonperson
59-2120	same		Adoption; Failure of professional providing services related to the placement of children to comply with the provisions of the interstate compact for the placement of children	C	C	C	~	Nonperson
59-2121(a)	(c)		Adoption; Receive or accept clearly excessive fees or expenses	9	10	10	10	Nonperson
59-2121(b)	(c)		Adoption; Knowingly failing to list all consideration or disbursements	B	C	C	~	Nonperson
59-2123(a)(1)	(d)		Adoption; Advertise that one will provide adoption-related services or adopt, find an adoptive home for a child or otherwise place a child for adoption, if not a licensed child placement agency	U	U	C	~	Nonperson
59-2123(a)(2)	(d)		Adoption; Offer to adopt, find a home for or otherwise place a child as an inducement to a woman to come to such person's maternity center during pregnancy or after delivery	U	U	C	~	Nonperson
59-2123(a)(3)	(d)		Adoption; Offer to adopt, find a home for or otherwise place a child as an inducement to any parent, guardian or custodian of a child to place such child in such person's home, institution or establishment	U	U	C	~	Nonperson
59-2130(e)	same		Adoption; Employee or agent of the department of social and rehabilitation services, a child-placing agency or a district court who intentionally destroys any information required to be filed under this section	C	C	C	~	Nonperson
59-2978(a)	(c)		Care & Treatment; Mentally Ill Persons; willful, unauthorized deprivation of any patient's rights	C	C	C	~	Nonperson
59-2979(a)	(c)		Care & Treatment; Mentally Ill Persons; unauthorized and willful disclosure of privileged records	C	C	C	~	Nonperson
59-2980	same		Care & Treatment; Mentally Ill Persons; make any false petition, report or order provided for in this act for a corrupt consideration or advantage, or through malice	A	B	C	~	Nonperson
59-29b78(a)	(c)		Care & Treatment; Persons with Addiction Problems; willful, unauthorized deprivation of any patient's rights	C	C	C	~	Nonperson
59-29b79(a)	(c)		Care & Treatment; Persons with Addiction Problems; unauthorized and willful disclosure of privileged records	C	C	C	~	Nonperson
59-29b80	same		Care & Treatment; Persons with Addiction Problems; make any false petition, report or order provided for in this act for a corrupt consideration or advantage, or through malice	A	B	C	~	Nonperson
59-3093(a)	(b)		Guardians or Conservators; Willful violation of confidentiality of medical records and other reports	C	C	C	~	Nonperson
60-1208(a)	(b)		Witnesses; Disobey subpoena, or refuse to answer any proper question propounded by the attorney general, assistant attorney general, or county attorney, at inquiry	U	U	C	~	Nonperson
60-4109(b)(10)	same		Asset Seizure & Forfeiture; Commencement of forfeiture proceedings; unauthorized disclosure of certain information by an employee of the seizing agency or the plaintiff's attorney	B	C	C	~	Nonperson
60-4109(b)(6)	same		Asset Seizure & Forfeiture; Commencement of forfeiture proceedings; knowing failure of a trustee to comply with the provisions of this subsection	B	C	C	~	Nonperson

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					A	C	S	
60-4118(d)	same		Asset Seizure & Forfeiture; Knowingly remove, conceal, withhold, destroy, or mutilate any subpoenaed documentary material with intent to avoid, evade, prevent, or obstruct compliance with subpoena	B	C	C	~	Nonperson
60-4708(a)	(d)		Construction Defects; Offer anything of value to a property manager of an association or member or officer of an executive board of an association to induce, encourage or discourage the filing of a claim for damages arising from a construction defect	C	C	C	~	Nonperson
60-4708(b)	(d)		Construction Defects; Property manager accepting anything of value given in exchange for encouraging or discouraging the filing of a claim for damages arising from a construction defect	C	C	C	~	Nonperson
60-4708(c)	(d)		Construction Defects; Member or officer of an executive board accepting anything of value in exchange for encouraging or discouraging the filing of a claim for damages arising from a construction defect	C	C	C	~	Nonperson
65-1,106	same		Sec. of Health & Environment, Activities; Breach in confidentiality of Statewide program for sickle cell anemia testing	C	C	C	~	Nonperson
65-1,108(a)	same		Sec. of Health & Environment, Activities; Perform certain tests outside an approved laboratory	B	C	C	~	Nonperson
65-1,108a(a)	(b)		Sec. of Health & Environment, Activities; Unauthorized disclosure of confidential information obtained through certain tests conducted by approved laboratories	C	C	C	~	Nonperson
65-1,109(a)	(b)		Sec. of Health & Environment, Activities; Failure of person testing human breath for law enforcement purposes to comply with procedures and use appropriate equipment	C	C	C	~	Nonperson
65-1,117	same		Sec. of Health & Environment, Activities; Unauthorized disclosure of confidential information obtained pursuant to K.S.A. 65-1,115	C	C	C	~	Nonperson
65-1,209(a)	same		Residential Childhood Lead Poisoning Prevention Act; 1st violation of act	C	C	C	~	Nonperson
65-1,209(b)	same		Residential Childhood Lead Poisoning Prevention Act; 2nd or subs. violation of act	B	C	C	~	Nonperson
65-1114(a)(1)	65-1162(c)		Nurse Practice Act; Practice or to offer to practice professional nursing in this state without license; 1st violation	B	C	C	~	Nonperson
65-1114(a)(1)	65-1162(c)		Nurse Practice Act; Practice or to offer to practice professional nursing in this state without license; 2nd or subs. violation	A	B	C	~	Nonperson
65-1114(a)(2)	65-1162(c)		Nurse Practice Act; Use any title, abbreviation, letters, figures, sign, card or device to indicate that any person is a registered professional nurse without such license; 1st violation	B	C	C	~	Nonperson
65-1114(a)(2)	65-1162(c)		Nurse Practice Act; Use any title, abbreviation, letters, figures, sign, card or device to indicate that any person is a registered professional nurse without such license; 2nd or subs. violation	A	B	C	~	Nonperson
65-1114(a)(3)	65-1162(c)		Nurse Practice Act; Practice or offer to practice practical nursing in this state without license; 1st violation	B	C	C	~	Nonperson
65-1114(a)(3)	65-1162(c)		Nurse Practice Act; Practice or offer to practice practical nursing in this state without license; 2nd or subs. violation	A	B	C	~	Nonperson
65-1114(a)(4)	65-1162(c)		Nurse Practice Act; Use any title, abbreviation, letters, figures, sign, card or device to indicate that any person is a licensed practical nurse without being so licensed; 1st violation	B	C	C	~	Nonperson

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					A	C	S	
65-1114(a)(4)	65-1162(c)		Nurse Practice Act; Use any title, abbreviation, letters, figures, sign, card or device to indicate that any person is a licensed practical nurse without being so licensed; 2nd or subs. violation	A	B	C	~	Nonperson
65-1114(b)(1)	65-1162(c)		Nurse Practice Act; Practice or offer to practice as an advanced registered nurse practitioner in this state without being so certified; 1st violation	B	C	C	~	Nonperson
65-1114(b)(1)	65-1162(c)		Nurse Practice Act; Practice or offer to practice as an advanced registered nurse practitioner in this state without being so certified; 2nd or subs. violation	A	B	C	~	Nonperson
65-1114(b)(2)	65-1162(c)		Nurse Practice Act; Use any title, abbreviation, letters, figures, sign, card or device to indicate that any person is an advanced registered nurse practitioner without being so certified; 1st violation	B	C	C	~	Nonperson
65-1114(b)(2)	65-1162(c)		Nurse Practice Act; Use any title, abbreviation, letters, figures, sign, card or device to indicate that any person is an advanced registered nurse practitioner without being so certified; 2nd or subs. violation	A	B	C	~	Nonperson
65-1122(a)	same		Nurse Practice Act; Sell or fraudulently obtain or furnish any nursing diploma, license, record or certificate of qualification; aid and abet such activities; 1st violation	B	C	C	~	Nonperson
65-1122(a)	same		Nurse Practice Act; Sell or fraudulently obtain or furnish any nursing diploma, license, record or certificate of qualification; aid and abet such activities; 2nd or subs. violation	A	B	C	~	Nonperson
65-1122(b)	same		Nurse Practice Act; Practice professional nursing, practical nursing or practice as an advanced registered nurse practitioner, without being so licensed or certified; 1st violation	B	C	C	~	Nonperson
65-1122(b)	same		Nurse Practice Act; Practice professional nursing, practical nursing or practice as an advanced registered nurse practitioner, without being so licensed or certified; 2nd or subs. violation	A	B	C	~	Nonperson
65-1122(c)	same		Nurse Practice Act; Use designation implying that such person is a licensed professional nurse, a licensed practical nurse or an advanced registered nurse practitioner unless so licensed or certified; 1st violation	B	C	C	~	Nonperson
65-1122(c)	same		Nurse Practice Act; Use designation implying that such person is a licensed professional nurse, a licensed practical nurse or an advanced registered nurse practitioner unless so licensed or certified; 2nd or subs. violation	A	B	C	~	Nonperson
65-1122(d)	same		Nurse Practice Act; Practice professional nursing, practical nursing or as an advanced registered nurse practitioner while license or certificate has expired or has been suspended or revoked; 1st violation	B	C	C	~	Nonperson
65-1122(d)	same		Nurse Practice Act; Practice professional nursing, practical nursing or as an advanced registered nurse practitioner while license or certificate has expired or has been suspended or revoked; 2nd or subs. violation	A	B	C	~	Nonperson
65-1122(e)	same		Nurse Practice Act; Represent that a school for nursing is approved for educating either professional nurses or practical nurses, without being so approved; 1st violation	B	C	C	~	Nonperson
65-1122(e)	same		Nurse Practice Act; Represent that a school for nursing is approved for educating either professional nurses or practical nurses, without being so approved; 2nd or subs. violation	A	B	C	~	Nonperson

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					A	C	S	
65-1122(f)	same		Nurse Practice Act; Violate any provisions of the Kansas nurse practice act or rules and regulations adopted pursuant to that act; 1st violation	B	C	C	~	Nonperson
65-1122(f)	same		Nurse Practice Act; Violate any provisions of the Kansas nurse practice act or rules and regulations adopted pursuant to that act; 2nd or subs. violation	A	B	C	~	Nonperson
65-1122(g)	same		Nurse Practice Act; Represent that a provider of continuing nursing education is approved by the board for educating either professional nurses or practical nurses, without being so approved; 1st violation	B	C	C	~	Nonperson
65-1122(g)	same		Nurse Practice Act; Represent that a provider of continuing nursing education is approved by the board for educating either professional nurses or practical nurses, without being so approved; 2nd or subs. violation	A	B	C	~	Nonperson
65-1162(a)	same		Nurse Practice Act; Engage in the administration of general or regional anesthesia without being authorized by the board to practice as a registered nurse anesthetist	A	B	C	~	Nonperson
65-1162(b)(1)	(c)		Nurse Practice Act; Employ or offer to employ a person as a registered nurse anesthetist knowing that such person is not authorized to practice as such; 1st violation	B	C	C	~	Nonperson
65-1162(b)(1)	(c)		Nurse Practice Act; Employ or offer to employ a person as a registered nurse anesthetist knowing that such person is not authorized to practice as such; 2nd or subs. violation	A	B	C	~	Nonperson
65-1162(b)(2)	(c)		Nurse Practice Act; Fraudulently seek, obtain or furnish documents indicating that a person is authorized by the board to practice as a registered nurse anesthetist when such person is not so authorized; aiding and abetting such activities; 1st violation	B	C	C	~	Nonperson
65-1162(b)(2)	(c)		Nurse Practice Act; Fraudulently seek, obtain or furnish documents indicating that a person is authorized by the board to practice as a registered nurse anesthetist when such person is not so authorized; aiding and abetting such activities; 2nd or subs. violation	A	B	C	~	Nonperson
65-1162(b)(3)	(c)		Nurse Practice Act; Use the title registered nurse anesthetist, the abbreviation R.N.A., or any other designation tending to imply that such person is authorized by the board to practice as a registered nurse anesthetist when such person is not so authorized; 2nd or subs. violation	A	B	C	~	Nonperson
65-1162(b)(3)	(c)		Nurse Practice Act; Use the title registered nurse anesthetist, the abbreviation R.N.A., or any other designation tending to imply that such person is authorized by the board to practice as a registered nurse anesthetist when such person is not so authorized; 1st violation	B	C	C	~	Nonperson
65-1162(b)(4)	(c)		Nurse Practice Act; Any other violation of the Kansas nurse practice act or rules and regulations adopted pursuant thereto; 1st violation	B	C	C	~	Nonperson
65-1162(b)(4)	(c)		Nurse Practice Act; Any other violation of the Kansas nurse practice act or rules and regulations adopted pursuant thereto; 2nd or subs. violation	A	B	C	~	Nonperson
65-116g	same		Sec. of Health & Environment, Activities; Penalty for violations of act or regulations	U	U	C	~	Nonperson

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					A	C	S	
65-129	same		Sec. of Health & Environment, Activities; Violate, refuse or neglect to obey rules and regulations pertaining to the prevention, suppression and control of infectious or contagious diseases; leave any isolation area of a hospital or other quarantined area without consent; evade/break quarantine; knowingly conceal a case of infectious or contagious disease	C	C	C	~	Nonperson
65-129d	65-129		Sec. of Health & Environment, Activities; Unlawful discharge from employment	C	C	C	~	Nonperson
65-1421	65-1460		Dental Practices Act; License required to practice dentistry or dental hygiene	U	U	C	~	Nonperson
65-1427(d)	same		Dental Practices Act; Dentist representing practice to be limited, or specially qualified in a particular branch of dentistry without having obtained a certificate or qualification therefore	U	U	C	~	Nonperson
65-1438(B)(1)	same		Dental Practices Act; Unlawful for dentist to use any service of an out of state licensed [unlicensed] person without having first furnished him a prescription as required	U	U	C	~	Nonperson
65-1438(B)(2)	same		Dental Practices Act; Failure of dentist to retain duplicate copy of prescription for 2 yrs	U	U	C	~	Nonperson
65-1438(B)(3)	same		Dental Practices Act; Refuse to allow the board, or its agent, to inspect copy of prescription during 2 yrs' retention period	U	U	C	~	Nonperson
65-1438(C)(1)	same		Dental Practices Act; Unlawful for out of state licensed [unlicensed] person to perform services without having first obtained a written prescription for such services	U	U	C	~	Nonperson
65-1438(C)(2)	same		Dental Practices Act; Failure of out of state dentist to retain the original prescription for 2 yrs	U	U	C	~	Nonperson
65-1438(C)(3)	same		Dental Practices Act; Out of state dentist's refusing to allow the board, or its agent, to inspect prescription during 2 yrs' retention period	U	U	C	~	Nonperson
65-1439(a)	same		Dental Practices Act; Unlawfully advertise that one can or will sell, supply, furnish, construct, reproduce or repair prosthetic dentures, bridges, plates or other appliances to be used or worn as substitutes for natural teeth, or the regulation thereof	U	U	C	~	Nonperson
65-1439(b)	same		Dental Practices Act; Sell or offer certain services or products to the general public when not licensed to practice dentistry in this state	U	U	C	~	Nonperson
65-1441	same		Dental Practices Act; Sale, offer to sell, procurement or alteration of diploma or license; fraud or cheating	U	U	C	~	Nonperson
65-1455	(e)		Dental Practices Act; Practice dental hygiene in violation of the provisions of this act	U	U	C	~	Nonperson
65-1457	65-1460		Dental Practices Act; Licensure required to practice dental hygiene	U	U	C	~	Nonperson
65-1460	same		Dental Practices Act; Practice dentistry or dental hygiene without a license from the board; any other violation of act	U	U	C	~	Nonperson
65-1504b	65-1513		Optometry Law; Dispense ophthalmic lens or lenses without prescription order; 1st offense	C	C	C	~	Nonperson
65-1504b	65-1513		Optometry Law; Dispense ophthalmic lens or lenses without prescription order; 2nd or subs. offense	B	C	C	~	Nonperson
65-1505(f)(3)	same		Optometry Law; Unauthorized disclosure of confidential fingerprints and criminal history record check information	A	B	C	~	Nonperson

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					A	C	S	
65-153b	65-153e		Sec. of Health & Environment, Activities; Newly born infant; treatment of eyes	U	U	C	~	Nonperson
65-153c	65-153e		Sec. of Health & Environment, Activities; Duty of physician and others	U	U	C	~	Nonperson
65-153e	same		Sec. of Health & Environment, Activities; Penalty for violating 65-153b to 65-153e	U	U	C	~	Nonperson
65-153h	same		Sec. of Health & Environment, Activities; Penalty for willful violation of this act	U	U	C	~	Nonperson
65-16,107(a)	same		Pharmacy; Methamphetamine Precursor Sale Logging System Act; knowing failure to submit methamphetamine precursor log information to pharmacy board	10	10	10	10	Nonperson
65-16,107(b)	same		Pharmacy; Methamphetamine Precursor Sale Logging System Act; knowing disclosure in violation of the act	10	10	10	10	Nonperson
65-16,107(c)	same		Pharmacy; Methamphetamine Precursor Sale Logging System Act; knowing use of such information in a manner or for a purpose in violation of the act	10	10	10	10	Nonperson
65-1631(a)	65-1646		Pharmacy Act; Licensure required of pharmacists	U	U	C	~	Nonperson
65-1634	same		Pharmacy Act; Intentionally adulterate or mislabel any drugs, medicines, chemicals or poisons, or cause such or expose for sale knowing the same to be adulterated or mislabeled	A	B	C	~	Nonperson
65-1641	65-1646		Pharmacy Act; Display of pharmacist license; when unlawful	U	U	C	~	Nonperson
65-1643(a)	65-1646		Pharmacy Act; Operate, maintain, open or establish any pharmacy within this state without first having obtained a registration from the board	U	U	C	~	Nonperson
65-1643(b)	65-1646		Pharmacy Act; Manufacture of any drugs without proper supervision or without first obtaining a registration from the board	U	U	C	~	Nonperson
65-1643(c)	65-1646		Pharmacy Act; Distribute at wholesale any drugs without first obtaining a registration from the board	U	U	C	~	Nonperson
65-1643(d)	65-1646		Pharmacy Act; Sell or offer for sale at public auction or private sale in a place where public auctions are conducted, any drugs without first having obtained a registration from the board	U	U	C	~	Nonperson
65-1643(e)	65-1646		Pharmacy Act; Distribute or dispense samples of any drugs without first having obtained a permit from the board	U	U	C	~	Nonperson
65-1643(f)	65-1646		Pharmacy Act; Sell, offer for sale or distribute any drugs to the public without first having obtained a registration or permit from the board authorizing such person so to do	U	U	C	~	Nonperson
65-1643(g)	65-1646		Pharmacy Act; Sell any drugs manufactured and sold only in the state of Kansas, without having the label and directions on such drugs approved by the board	U	U	C	~	Nonperson
65-1643(h)	65-1646		Pharmacy Act; Operate an institutional drug room without first having obtained a registration from the board	U	U	C	~	Nonperson
65-1643(i)	65-1646		Pharmacy Act; Be a pharmacy student without first obtaining a registration to do so from the board and paying the registration fee	U	U	C	~	Nonperson
65-1643(j)	65-1646		Pharmacy Act; Operate a veterinary medical teaching hospital pharmacy without first having obtained a registration from the board	U	U	C	~	Nonperson

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					A	C	S	
65-1643(k)	65-1646		Pharmacy Act; Unauthorized sale or distribution in a pharmacy of a controlled substance designated in subsection (e) or (f) of K.S.A. 65-4113	U	U	C	~	Nonperson
65-1643(l)	65-1646		Pharmacy Act; Sell more than 4 or more packages of a controlled substance listed in K.S.A. 65-4113 (e) or (f) to one customer within 7 day period	U	U	C	~	Nonperson
65-1643(n)	65-1646		Pharmacy Act; Sell, offer for sale, or lease durable medical equipment without registration	U	U	C	~	Nonperson
65-1657(h)	(m)		Pharmacy Act; Unlawful advertising of nonresident, nonregistered pharmacy; effective Kansas Register	10	10	10	10	Nonperson
65-1663(a)	65-1646		Pharmacy Act; Registration of pharmacy technicians required	U	U	C	~	Nonperson
65-169	same		Sec. of Health & Environment, Activities; Failure to comply with requirements of secretary	U	U	C	~	Nonperson
65-1693(a)	same		Regulation of Pharmacists; Knowingly fail to submit prescription monitoring information as a dispenser to the board as required or submit incorrect prescription monitoring information	10	10	10	10	Nonperson
65-1693(b)	same		Regulation of Pharmacists; Person authorized to have prescription monitoring information pursuant to the act who knowingly discloses such information in violation of the state Pharmacy Act	10	10	10	10	Nonperson
65-1693(c)	same		Regulation of Pharmacists; Person authorized to have prescription monitoring information pursuant to the act who knowingly uses such information in a manner or for a purpose in violation of the state Pharmacy Act	10	10	10	10	Nonperson
65-1693(d)	same		Regulation of Pharmacists; Person unauthorized to have prescription monitoring information pursuant to the state Pharmacy Act who knowingly obtains or attempts to obtain the same	10	10	10	10	Nonperson
65-1703	65-1705		Embalmers & Funeral Directors; License required to perform embalming	A	B	C	~	Nonperson
65-1705	same		Embalmers & Funeral Directors; Advertise, practice or hold oneself out as practicing the science of embalming without having complied with the provisions of this act	A	B	C	~	Nonperson
65-1707	same		Embalmers & Funeral Directors; Embalming without permission of coroner when suspicion of crime in connection with the cause of death	U	U	C	~	Nonperson
65-1712	same		Embalmers & Funeral Directors; Violate or refuse or neglect to obey rules and regulations pertaining to the practice of embalming and transportation of dead bodies	U	U	C	~	Nonperson
65-1714(a)	65-1726		Embalmers & Funeral Directors; Funeral director's license required	A	B	C	~	Nonperson
65-171j(b)	(c)		Sec. of Health & Environment, Activities; Discharge of substances containing mercury into waters of state	B	C	C	~	Nonperson
65-1729(e)	65-1726		Embalmers & Funeral Directors; Operate, offer to operate, advertise or represent oneself as operating a funeral or branch establishment without license to do so	A	B	C	~	Nonperson
65-173	same		Sec. of Health & Environment, Activities; Inspections; violation of any rules or regulations made to safeguard the public health and to prevent the spread of contagious or infectious diseases	U	U	C	~	Nonperson
65-1731	same		Embalmers & Funeral Directors; Fail, neglect or refuse to pay establishment fee	B	C	C	~	Nonperson
65-1761(a)	65-1766(e)		Embalmers & Funeral Directors; Licensure of crematory required	A	B	C	~	Nonperson

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					A	C	S	
65-1766	65-1766(e)		Embalmers & Funeral Directors; Crematory violations	A	B	C	~	Nonperson
65-1768(a)	65-1766(e)		Embalmers & Funeral Directors; Crematory license required	A	B	C	~	Nonperson
65-1768(f)	65-1766(e)		Embalmers & Funeral Directors; Holding oneself out as an operator in charge of a crematory when not so	A	B	C	~	Nonperson
65-179	same		Sec. of Health & Environment, Activities; Penalty for unauthorized disclosure of data in violation of the provisions of this act	U	U	C	~	Nonperson
65-1810(f)	65-1828(a)		Barbers; Operate a barber school or barber college without a license	U	U	C	~	Nonperson
65-1822(a)	same		Barbers; Penalty for any violation of act	U	U	C	~	Nonperson
65-1822(b)	same		Barbers; Obtain or attempt to obtain a license for any other than the required fee, or for any other thing of value or by fraudulent misrepresentations	U	U	C	~	Nonperson
65-1822(c)	same		Barbers; Practice or attempt to practice by fraudulent misrepresentations	U	U	C	~	Nonperson
65-1828(a)	same		Barbers; Penalty for any violation of act unless otherwise provided	U	U	C	~	Nonperson
65-1902(a)(1)	(e)		Cosmetology; Practice cosmetology, esthetics, nail technology or electrology without a valid license for such practice	C	C	C	~	Nonperson
65-1902(a)(10)	(e)		Cosmetology; Own or operate a school, salon or clinic where cosmetology, esthetics, nail technology or electrology is taught or practiced without holding a valid license	C	C	C	~	Nonperson
65-1902(a)(11)	(e)		Cosmetology; Teaching or practicing cosmetology, esthetics, nail technology or electrology in a school, salon or clinic where the owner or operator of the school, salon or clinic does not hold a valid school, salon or clinic license	C	C	C	~	Nonperson
65-1902(a)(2)	(e)		Cosmetology; Conduct a school for teaching cosmetology without holding a valid license to conduct the school	C	C	C	~	Nonperson
65-1902(a)(3)	(e)		Cosmetology; Teach cosmetology in a licensed school without holding a valid cosmetology instructor's license	C	C	C	~	Nonperson
65-1902(a)(4)	(e)		Cosmetology; Conduct a school for teaching nail technology without holding a valid license to conduct the school	C	C	C	~	Nonperson
65-1902(a)(5)	(e)		Cosmetology; Teach nail technology in a licensed school without holding a valid cosmetology or manicuring instructor's license	C	C	C	~	Nonperson
65-1902(a)(6)	(e)		Cosmetology; Conduct a school for teaching electrology without holding a valid license to conduct the school	C	C	C	~	Nonperson
65-1902(a)(7)	(e)		Cosmetology; Teach electrology in a licensed school or clinic without holding a valid electrology instructor's license	C	C	C	~	Nonperson
65-1902(a)(8)	(e)		Cosmetology; Conduct a school for teaching esthetics without holding a valid license to conduct the school	C	C	C	~	Nonperson

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					A	C	S	
65-1902(a)(9)	(e)		Cosmetology; Teach esthetics in a licensed school without holding a valid cosmetology or esthetics instructor's license	C	C	C	~	Nonperson
65-1909(a)(1)	(b)		Cosmetology; Employing an individual to engage in any activity requiring a license pursuant to K.S.A. 65-1902, without a such individual holding a currently valid license	U	U	C	~	Nonperson
65-1909(a)(2)	(b)		Cosmetology; Violation of any order or ruling of the state board of cosmetology	U	U	C	~	Nonperson
65-1909(a)(3)	(b)		Cosmetology; Fail or refuse to comply with rules and regulations prescribed by the board or applicable sanitation standards adopted by the secretary of health and environment pursuant to K.S.A. 65-1,148	U	U	C	~	Nonperson
65-1909(a)(4)	(b)		Cosmetology; Violate any of the provisions of article 19 of chapter 65 of Kansas Statutes Annotated	U	U	C	~	Nonperson
65-1926(a)	65-1927		Cosmetology; Tanning facility license required	C	C	C	~	Nonperson
65-1941(a)	(b)		Cosmetology; Tattooing or body piercing without license; purporting to be a technician without a license	A	B	C	~	Nonperson
65-1942(a)(1)	(b)		Cosmetology; Sell, barter, offer to sell or barter a license	A	B	C	~	Nonperson
65-1942(a)(2)	(b)		Cosmetology; Purchase or procure by barter a license with intent to use it as evidence of the person's qualification to practice tattooing or body piercing	A	B	C	~	Nonperson
65-1942(a)(3)	(b)		Cosmetology; Alter materially a license with fraudulent intent	A	B	C	~	Nonperson
65-1942(a)(4)	(b)		Cosmetology; Use or attempt to use as a valid license a license which has been purchased, fraudulently obtained, counterfeited or materially altered	A	B	C	~	Nonperson
65-1942(a)(5)	(b)		Cosmetology; Willfully make a false, material statement in an application for licensure or for renewal of a license	A	B	C	~	Nonperson
65-1942(c)	(c)		Cosmetology; Produce indelible mark using scalpel, hot iron, or any instrument other than a needle	A	B	C	~	Nonperson
65-1953	same		Cosmetology; Tattooing or body piercing of persons under 18 without parental consent	A	B	C	~	Nonperson
65-2007	same		Podiatrist; Violating podiatry act	U	U	C	~	Nonperson
65-202	same		Local Boards of Health; Clinics; Fail or neglect to perform duties prescribed by this act	U	U	C	~	Nonperson
65-2434	same and 21-5918(c)(1)		Uniform Vital Statistics Act; Vital records identity fraud related to birth, death, marriage and divorce certificates prosecuted pursuant to K.S.A. 21-5918	8	10	10	10	Nonperson
65-2434(b)	same		Uniform Vital Statistics Act; Knowingly transports or accepts for transportation, a dead body located in this state to a location outside the boundaries of this state without an accompanying permit	C	C	C	~	Nonperson
65-2438(a)	(e)		Uniform Vital Statistics Act; Knowingly refuse or omit to provide notice to a person transporting dead body for disposition that the deceased had an infectious or contagious disease	C	C	C	~	Nonperson
65-2438(b)	(e)		Uniform Vital Statistics Act; Knowingly refuse or omit to provide notice to embalmer, funeral director or other person taking possession of body that the deceased had an infectious or contagious disease	C	C	C	~	Nonperson
65-2438(d)	(e)		Uniform Vital Statistics Act; Unauthorized disclosure of confidential information pertaining to a deceased persons infectious or contagious disease	C	C	C	~	Nonperson

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					A	C	S	
65-2704	same		Hazardous Household Articles; Hold for sale, offer for sale or sell any household article in violation of regulations	U	U	C	~	Nonperson
65-28,107(b)	same		Kansas Healing Arts Act; Willfully conceal, cancel, deface, obliterate or damage the declaration of another without declarant's consent; falsify or forge a revocation of the declaration of another	A	B	C	~	Person
65-28,107(c)	same		Kansas Healing Arts Act; Falsify or forge the declaration of another/willfully conceal or withhold personal knowledge of the revocation of a declaration with intent to cause a withholding or withdrawal of life-sustaining procedures contrary to the wishes of the declarant, and which directly causes life-sustaining procedures to be withheld or withdrawn and death to be hastened	7	9	9	10	Person
65-2803(a)	(d)		Kansas Healing Arts Act; License prerequisite to practice	10	10	10	10	Nonperson
65-2839a(c)	same		Kansas Healing Arts Act; Unauthorized disclosure of criminal history record information, criminal intelligence information and information relating to criminal and background investigations	A	B	C	~	Nonperson
65-2859	21-5823(b)		Kansas Healing Arts Act; Filing false documents	8	10	10	10	Nonperson
65-2860	same		Kansas Healing Arts Act; False impersonation	10	10	10	10	Nonperson
65-2861	same		Kansas Healing Arts Act; False swearing	9	10	10	10	Nonperson
65-2862	same		Kansas Healing Arts Act; Penalties for violations of act; 1st and 2nd conviction	U	U	C	~	Nonperson
65-2867	(e)		Kansas Healing Arts Act; Open/maintain an office for practice of the healing arts or, announce/hold out to the public the intention, authority or skill to practice the healing arts by the use of any professional degree or designation, sign, card, circular, device, advertisement or representation if not licensed	10	10	10	10	Nonperson
65-28a06(a)	(d)		Physician Assistant Licensure Act; Practice as a physician assistant without license	B	C	C	~	Nonperson
65-28a06(b)	(d)		Physician Assistant Licensure Act; Represent oneself as a physician assistant without such license	B	C	C	~	Nonperson
65-28a14(a)	same		Physician Assistant Licensure Act; Violation of the act	B	C	C	~	Nonperson
65-2913(a)	same		Physical Therapy; Represent oneself as physical therapist without such license	B	C	C	~	Nonperson
65-2913(b)	same		Physical Therapy; Represent oneself as physical therapist assistant without such certification	B	C	C	~	Nonperson
65-2914(a)	(d)		Physical Therapy; Employ fraud or deception in applying for or securing a license as a physical therapist	B	C	C	~	Nonperson
65-2914(b)	(d)		Physical Therapy; Licensed physical therapist treating ailments/other health conditions other than by physical therapy without being licensed or registered to do so	B	C	C	~	Nonperson
65-2914(c)	(d)		Physical Therapy; Certified physical therapist assistant treating ailments or other health conditions of human beings without direction of a licensed physical therapist	B	C	C	~	Nonperson
65-2916(a)	same		Physical Therapy; Penalty for violations of act	B	C	C	~	Nonperson
65-3025(a)	65-3026(a)		Air Quality Act; Violation of any provision of an order issued under this act	A	B	C	~	Nonperson
65-3025(a)	65-3026(b)		Air Quality Act; Knowingly violate an order issued under this act	10	10	10	10	Nonperson
65-3025(b)	65-3026(a)		Air Quality Act; Violation of any provision of an approval or permit issued under this act	A	B	C	~	Nonperson

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					A	C	S	
65-3025(b)	65-3026(b)		Air Quality Act; Knowingly violate an approval or permit issued under this act	10	10	10	10	Nonperson
65-3025(c)	65-3026(a)		Air Quality Act; Violate of any provision of this act or any rule and regulation promulgated under this act, unless authorized by the secretary	A	B	C	~	Nonperson
65-3025(c)	65-3026(b)		Air Quality Act; Unauthorized violation of this act or any rule and regulation promulgated under this act	10	10	10	10	Nonperson
65-3025(d)	65-3026(a)		Air Quality Act; Violate any of the provisions of subsections (a) through (f) of K.S.A. 65-3025	A	B	C	~	Nonperson
65-3025(d)	65-3026(b)		Air Quality Act; Knowingly violate any provision of K.S.A. 65-3025	10	10	10	10	Nonperson
65-3025(e)	65-3026(a)		Air Quality Act; Refuse or hinder entry, inspection, sampling or examination or copying of records related to this act by an identified agent/employee of the secretary after receiving notice of the agent/employee purpose	A	B	C	~	Nonperson
65-3025(e)	65-3026(b)		Air Quality Act; Refuse or hinder entry, inspection, sampling or examination or copying of records related to this act by an agent/employee of the secretary after identification of agent/employee and notice of the agent/employee purpose	10	10	10	10	Nonperson
65-3025(g)	65-3026(b)		Air Quality Act; Make any false material statement, representation or certification in any application, record, report, permit or other document filed, maintained or used for purposes of compliance with this act	10	10	10	10	Nonperson
65-3025(h)	65-3026(b)		Air Quality Act; Destroy, alter or conceal any record required to be maintained under this act	10	10	10	10	Nonperson
65-3026(b)	same		Air Quality Act; Penalty for knowingly violating provisions of K.S.A. 65-3025	10	10	10	10	Nonperson
65-3235(a)	(a)		Uniform Anatomical Gift Act; Knowingly purchase or sell a body part for transplantation or therapy	5	7	7	8	Nonperson
65-3236	Same		Uniform Anatomical Gift Act; Intentionally falsify, forge, conceal, deface or obliterate a document of gift or amendment or revocation of such, or refusal, for financial gain	10	10	10	10	Nonperson
65-34,109(a)	(c)		Storage Tank Act; Unlawful to deposit, store or dispense, or permit anyone to deposit, store or dispense, any regulated substance into any noncompliant storage tank	A	B	C	~	Nonperson
65-34,109(b)(1)	(c)		Storage Tank Act; Construct, install, modify or operate a storage tank without required permit or other written approval or otherwise be in violation of rules/regulations, standards or orders of the secretary	A	B	C	~	Nonperson
65-34,109(b)(2)	(c)		Storage Tank Act; Prevent or hinder an authorized person agent from entering/inspecting/sampling at a facility on which a storage tank is located or from copying certain records	A	B	C	~	Nonperson
65-34,109(b)(3)	(c)		Storage Tank Act; Knowingly make any false material statement or representation in any application, record, report, permit or other document filed, maintained or used for compliance with this act	A	B	C	~	Nonperson
65-34,109(b)(4)	(c)		Storage Tank Act; Knowingly destroy, alter or conceal any record required to be maintained by this act or rules and regulations promulgated hereunder	A	B	C	~	Nonperson
65-34,109(b)(5)	(c)		Storage Tank Act; Knowingly allow a release, fail to report a release or fail to take corrective action in response to a release of a regulated substance in violation of this act, rules and regulations	A	B	C	~	Nonperson

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					A	C	S	
65-34,109(b)(6)	(c)		Storage Tank Act; Deposit, store or dispense any regulated substance into any noncompliant storage tank after written notice such storage tanks are noncompliant	A	B	C	~	Nonperson
65-34,110(a)	(c)		Storage Tank Act; Licensure of tank installers and contractors required	C	C	C	~	Nonperson
65-3409(a)(1)	(c)		Solid & Hazardous Wastes; Unauthorized disposal of any solid waste by open dumping	A	B	C	~	Nonperson
65-3409(a)(2)	(c)		Solid & Hazardous Wastes; Unauthorized constructing, altering or operating a solid waste processing or disposal facility, or acting as a waste tire transporter or mobile waste tire processor without a permit; violation of the rules and regulations, standards or orders of the secretary	A	B	C	~	Nonperson
65-3409(a)(3)	(c)		Solid & Hazardous Wastes; Violate any condition of any permit issued under K.S.A. 65-3407 or 65-3424b	A	B	C	~	Nonperson
65-3409(a)(4)	(c)		Solid & Hazardous Wastes; Conduct any solid waste burning operations in violation of the provisions of the Kansas air quality act	A	B	C	~	Nonperson
65-3409(a)(5)	(c)		Solid & Hazardous Wastes; Store, collect, transport, process, treat or dispose of solid waste contrary to the rules and regulations, standards or orders of the secretary or in such a manner as to create a public nuisance	A	B	C	~	Nonperson
65-3409(a)(6)	(c)		Solid & Hazardous Wastes; Refuse or hinder entry, inspection, sampling and the examination or copying of records related to the purposes of this act by an identified agent or employee of the secretary after receiving notice of their purpose	A	B	C	~	Nonperson
65-3409(a)(7)	(c)		Solid & Hazardous Wastes; Violation of subsection (b) of K.S.A. 65-3424a, subsection (c) of K.S.A. 65-3424b or K.S.A. 65-3424i	A	B	C	~	Nonperson
65-3409(a)(8)	(c)		Solid & Hazardous Wastes; Unauthorized division of a solid waste disposal area, which has been issued a permit pursuant to K.S.A. 65-3407, into 2 or more parcels of real property for the purpose of selling or transferring a portion of the permitted area to a new owner	A	B	C	~	Nonperson
65-3415f(e)	same		Solid & Hazardous Wastes; Unauthorized transfer or expenditure of moneys in a special fund provided for by this section	A	B	C	~	Nonperson
65-3441(a)(1)	(b)		Solid & Hazardous Wastes; Dump or deposit, or permit such, any hazardous waste regulated by this act into any unauthorized facility	A	B	C	~	Nonperson
65-3441(a)(1)	(c)		Solid & Hazardous Wastes; Knowingly dump or deposit, or permit such, any hazardous waste regulated by this act into any unauthorized facility	6	8	8	9	Nonperson
65-3441(a)(10)	(b)		Solid & Hazardous Wastes; Add, mix or blend any hazardous waste with fuel oil or any other fuel intended for use by residential consumers or sell such blended fuel to a residential consumer	A	B	C	~	Nonperson
65-3441(a)(10)	(c)		Solid & Hazardous Wastes; Knowingly add, mix or blend any hazardous waste with fuel oil or any other fuel intended for use by residential consumers or sell such blended fuel to a residential consumer	6	8	8	9	Nonperson

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					A	C	S	
65-3441(a)(11)	(b)		Solid & Hazardous Wastes; Transport and dispose of, or cause the transportation and disposition of, hazardous waste in a manner contrary to the rules and regulations, standards or orders of the secretary	10	10	10	10	Nonperson
65-3441(a)(11)	(c)		Solid & Hazardous Wastes; Knowingly transport and dispose of, or cause the transportation and disposition of, hazardous waste in a manner contrary to the rules and regulations, standards or orders of the secretary	6	8	8	9	Nonperson
65-3441(a)(12)	(b)		Solid & Hazardous Wastes; Operate a hazardous waste transfer facility at which hazardous waste is transferred from one or more containers to one or more different containers	10	10	10	10	Nonperson
65-3441(a)(12)	(c)		Solid & Hazardous Wastes; Knowingly operate a hazardous waste transfer facility at which hazardous waste is transferred from one or more containers to one or more different containers	6	8	8	9	Nonperson
65-3441(a)(2)	(b)		Solid & Hazardous Wastes; Construct, modify or operate a hazardous waste facility without a permit or other required written approval	A	B	C	~	Nonperson
65-3441(a)(2)	(c)		Solid & Hazardous Wastes; Knowingly construct, modify or operate a hazardous waste facility without a permit or other required written approval	6	8	8	9	Nonperson
65-3441(a)(3)	(b)		Solid & Hazardous Wastes; Violate any condition of any permit issued by the secretary	A	B	C	~	Nonperson
65-3441(a)(3)	(c)		Solid & Hazardous Wastes; Knowingly violate any condition of any permit issued by the secretary	6	8	8	9	Nonperson
65-3441(a)(4)	(b)		Solid & Hazardous Wastes; Store, collect, treat or dispose of hazardous waste contrary to the rules and regulations, standards or orders of the secretary	A	B	C	~	Nonperson
65-3441(a)(4)	(c)		Solid & Hazardous Wastes; Knowingly store, collect, treat or dispose of hazardous waste contrary to the rules and regulations, standards or orders of the secretary	6	8	8	9	Nonperson
65-3441(a)(5)	(b)		Solid & Hazardous Wastes; Refuse or hinder entry, inspection, sampling and the examination or copying of records related to this act by an identified agent/employee of the secretary after receiving notice of their purpose	A	B	C	~	Nonperson
65-3441(a)(5)	(c)		Solid & Hazardous Wastes; Knowingly refuse or hinder entry, inspection, sampling and the examination or copying of records related to this act by an agent/employee of the secretary after identification of such agent/employee and gives notice of their purpose	6	8	8	9	Nonperson
65-3441(a)(6)	(b)		Solid & Hazardous Wastes; Making false material statement or representation in any application, label, manifest, record, report, permit or other document filed, maintained or used in compliance with this act	A	B	C	~	Nonperson
65-3441(a)(6)	(c)		Solid & Hazardous Wastes; Knowingly make false material statement or representation in any application, label, manifest, record, report, permit or other document filed, maintained or used in compliance with this act	6	8	8	9	Nonperson
65-3441(a)(7)	(b)		Solid & Hazardous Wastes; Destroy, alter or conceal any record required to be maintained under this act	A	B	C	~	Nonperson

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					A	C	S	
65-3441(a)(7)	(c)		Solid & Hazardous Wastes; Knowingly destroy, alter or conceal any record required to be maintained under this act	6	8	8	9	Nonperson
65-3441(a)(8)	(b)		Solid & Hazardous Wastes; Failure to designate on a manifest a facility authorized to operate under the federal hazardous waste program or under an approved state hazardous waste program	A	B	C	~	Nonperson
65-3441(a)(8)	(c)		Solid & Hazardous Wastes; Knowingly fail to designate on a manifest, a facility authorized to operate under the federal hazardous waste program or under an approved state hazardous waste program	6	8	8	9	Nonperson
65-3441(a)(9)	(b)		Solid & Hazardous Wastes; Transport hazardous waste to a facility not authorized to operate under the federal hazardous waste program or under an approved state hazardous waste program	A	B	C	~	Nonperson
65-3441(a)(9)	(c)		Solid & Hazardous Wastes; Knowingly transport hazardous waste to a facility not authorized to operate under the federal hazardous waste program or under an approved state hazardous waste program	6	8	8	9	Nonperson
65-3802(a)	65-3804		Safety Materials; Safety glazing material labeling required	C	C	C	~	Nonperson
65-3803	65-3804		Safety Materials; Knowingly install, cause installation or consent to installation of glazing materials other than safety glazing materials in any hazardous location	C	C	C	~	Nonperson
65-4012	same		Alcoholism & Intoxication Treatment; Establish or operate a public or private treatment facility without a license	C	C	C	~	Nonperson
65-4116(a)	65-4127c		Drugs; Registration required to manufacture, distribute or dispense any controlled substance	A	B	C	~	Nonperson
65-4127c	same		Drugs; Penalty for violation of uniform controlled substances act	A	B	C	~	Nonperson
65-4167(a)	(b)		Trafficking; Counterfeit Drugs; value \$25,000 or more	7	9	9	10	Nonperson
65-4167(a)	(b)		Trafficking; Counterfeit Drugs; value at least \$500 but less than \$25,000	9	10	10	10	Nonperson
65-4167(a)	(b)		Trafficking; Counterfeit Drugs; value less than \$500	A	B	C	~	Nonperson
65-4214(a)(1)	(b)		Mental Health Tech; Fraudulently obtain, sell, transfer, or furnish any mental health technician diploma, license, renewal of license or record, or aid or abet another; 1st violation	B	C	C	~	Nonperson
65-4214(a)(1)	(b)		Mental Health Tech; Fraudulently obtain, sell, transfer, or furnish any mental health technician diploma, license, renewal of license or record, or aid or abet another; 2nd or subs. violation	A	B	C	~	Nonperson
65-4214(a)(2)	(b)		Mental Health Tech; Represent, or hold oneself out as a mental health technician or practice as a mental health technician without having a license to so practice; 1st violation	B	C	C	~	Nonperson
65-4214(a)(2)	(b)		Mental Health Tech; Represent, or hold oneself out as a mental health technician or practice as a mental health technician without having a license to so practice; 2nd or subs. violation	A	B	C	~	Nonperson
65-4214(a)(3)	(b)		Mental Health Tech; Use in connection with one's name any designation intending to imply that such person is a licensed mental health technician without having such license; 1st violation	B	C	C	~	Nonperson
65-4214(a)(3)	(b)		Mental Health Tech; Use in connection with one's name any designation intending to imply that such person is a licensed mental health technician without having such license; 2nd or subs. violation	A	B	C	~	Nonperson

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					A	C	S	
65-4214(a)(4)	(b)		Mental Health Tech; Practice as a mental health technician while license is suspended or revoked; 1st violation	B	C	C	~	Nonperson
65-4214(a)(4)	(b)		Mental Health Tech; Practice as a mental health technician while license is suspended or revoked; 2nd or subs. violation	A	B	C	~	Nonperson
65-4214(a)(5)	(b)		Mental Health Tech; 2nd or subs. violation of any provisions of the mental health technician's licensure act	A	B	C	~	Nonperson
65-4214(a)(5)	(b)		Mental Health Tech; Violate any of the provisions of the mental health technician's licensure act; 1st violation	B	C	C	~	Nonperson
65-4214(a)(6)	(b)		Mental Health Tech; Represent that a provider of continuing education is approved for educating mental health technicians, without such approval; 1st violation	B	C	C	~	Nonperson
65-4214(a)(6)	(b)		Mental Health Tech; Represent that a provider of continuing education is approved for educating mental health technicians, without such approval; 2nd or subs. violation	A	B	C	~	Nonperson
65-427	65-439		Hospitals & Other Facilities; License required to establish, conduct or maintain a medical care facility	U	U	C	~	Nonperson
65-439	same		Hospitals & Other Facilities; Establish, conduct, manage, or operate any medical care facility without a license	U	U	C	~	Nonperson
65-445(c)	same		Hospitals & Other Facilities; Violation of confidentiality provisions	A	B	C	~	Nonperson
65-4516	65-4517		Certification of Operators of Water Supply Systems & Wastewater Treatment Facilities; Fail to supply supervision by a certified operator	U	U	C	~	Nonperson
65-4927(c)	same		Health Care Providers; Willful and knowing failure to make a report required by K.S.A. 65-4923 or 65-4924	C	C	C	~	Nonperson
65-5102	65-5114		Home Health Agencies; Home health agencies required to be licensed	B	C	C	~	Nonperson
65-5116(b)	(c)		Home Health Agencies; Unlicensed employees prohibited from prefilling insulin syringes	C	C	C	~	Nonperson
65-5117(f)(5)	same		Home Health Agencies; Disclosure of confidential information	U	U	C	~	Nonperson
65-514	same		Child Care Facilities; Violations of article 5 of chapter 65	U	U	C	~	Nonperson
65-516(I)(5)	(I)(6)		Child Care Facilities; Unauthorized disclosure of confidential criminal history record by staff of child placement agency	U	U	C	~	Nonperson
65-5302(a)	65-5313(a)(1)		Asbestos Control; Asbestos projects; license required; 1st offense	C	C	C	~	Nonperson
65-5302(a)	65-5313(a)(2)		Asbestos Control; Asbestos projects; license required; 2nd offense	B	C	C	~	Nonperson
65-5307(a)	65-5313(a)(1)		Asbestos Control; Records of asbestos projects required; contents; 1st offense	C	C	C	~	Nonperson

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					A	C	S	
65-5307(a)	65-5313(a)(2)		Asbestos Control; Records of asbestos projects required; contents; 2nd offense	B	C	C	~	Nonperson
65-5307(b)	65-5313(a)(1)		Asbestos Control; Required notification of secretary of project date; 1st offense	C	C	C	~	Nonperson
65-5307(b)	65-5313(a)(2)		Asbestos Control; Required notification of secretary of project date; 2nd offense	B	C	C	~	Nonperson
65-5308(a)	65-5313(a)(1)		Asbestos Control; Certification of individuals required; 1st offense	C	C	C	~	Nonperson
65-5308(a)	65-5313(a)(2)		Asbestos Control; Certification of individuals required; 2nd offense	B	C	C	~	Nonperson
65-5414(a)	(b)		Public Health; Unauthorized representation as occupational therapist or occupational therapy assistant	C	C	C	~	Nonperson
65-5514(a)	same		Respiratory Therapy Practice Act; Unauthorized representation as respiratory therapist	B	C	C	~	Nonperson
65-5605	same		Public Health; Confidential Communications & Information; Willful violation of the patient's confidentiality	C	C	C	~	Nonperson
65-5707	65-5709		Emergency Planning & Community Right-To-Know; Fail to submit lists of chemicals and M.S.D.S sheets	***Unc/10	10	10	10	Nonperson
65-5803(a)	(c)		Professional Counselor; Practice professional counseling or represent oneself as a licensed professional counselor, licensed counselor or professional counselor without having such license	B	C	C	~	Nonperson
65-5803(b)	(c)		Professional Counselor; Practice professional counseling as a clinical professional counselor without license; Represent oneself as a licensed clinical professional counselor without having such license	B	C	C	~	Nonperson
65-5903(a)	(b)		Dietitians Licensing Act; License required to practice dietetics or make certain representations	C	C	C	~	Nonperson
65-6005	same		AIDS & Hepatitis B; Disclosure of information made confidential and prohibited from disclosure under K.S.A. 65-6002 through 65-6004	U	U	C	~	Nonperson
65-6005	same		AIDS & Hepatitis B; Violate, refuse or neglect to obey any provision of K.S.A. 65-6001 through 65-6004	C	C	C	~	Nonperson
65-6010(b)	same		AIDS & Hepatitis B; Unauthorized disclosure of confidential results of tests or reports, or information therein, obtained under this act	C	C	C	~	Nonperson
65-6016(a)	same		AIDS & Hepatitis B; Unauthorized disclosure by corrections employees, of confidential information pertaining to infectious disease	C	C	C	~	Nonperson
65-6017(e)	same		AIDS & Hepatitis B; Breach in confidentiality of Court ordered testing of certain offenders in custody of secretary of corrections or commissioner of juvenile justice authority	C	C	C	~	Nonperson
65-6125	65-6137		EMS; Unlawful to operate ambulance service without a permit	B	C	C	~	Nonperson
65-6137	same		EMS; Violation of act, rule or regulation	B	C	C	~	Nonperson
65-6150(a)	(b)		EMS; Represent oneself as an attendant or instructor-coordinator without holding a valid certificate	B	C	C	~	Nonperson

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					A	C	S	
65-6303(a)	(d)		Social Workers; Engage in the practice of social work for compensation or hold forth as performing the services of a social worker without such license; Participate in the delivery of social work service without supervision of a person licensed under this act	B	C	C	~	Nonperson
65-6307(a)	(b)		Social Workers; Use of title by person not licensed under this act	C	C	C	~	Nonperson
65-6308(a)	(b)		Social Workers; Violation of limitations on private practice of social work	B	C	C	~	Nonperson
65-6310(a)	same		Social Workers; Obtain or attempt to obtain a license or certificate or renewal thereof by bribery or fraudulent representation	B	C	C	~	Nonperson
65-6310(b)	same		Social Workers; Knowingly make a false statement in connection with an application under this act	B	C	C	~	Nonperson
65-6310(c)	same		Social Workers; Knowingly making a false statement on any form promulgated by the board	B	C	C	~	Nonperson
65-6403(a)	(c)		Marriage & Family Therapists Licensure Act; Practice marriage/family therapy without license; hold oneself out as licensed marriage/ family therapist or marriage/family therapist without such a license	B	C	C	~	Nonperson
65-6403(b)	(c)		Marriage & Family Therapists Licensure Act; Practice marriage/family therapy as a clinical marriage/family therapist without a license; hold oneself out as licensed clinical marriage/family therapist or clinical marriage/family therapist without such a license	B	C	C	~	Nonperson
65-650(a)	same		Food, Drugs & Cosmetics; Sell prescription medicine, prescription-only drug, drug which contains ephedrine alkaloids, drug intended for human use by hypodermic injection or poison via vending machine	C	C	C	~	Nonperson
65-650(b)	same		Food, Drugs & Cosmetics; Violate requirements for sale of nonprescription drugs via vending machine	C	C	C	~	Nonperson
65-6504(a)	65-6510		Speech-Language Pathologists & Audiologists; Practice speech-language pathology or audiology without a valid license; hold oneself out as a speech professional without appropriate license	C	C	C	~	Nonperson
65-6504(b)	65-6510		Speech-Language Pathologists & Audiologists; Engage in the practice of dispensing and fitting hearing aids without a license or certificate of endorsement	C	C	C	~	Nonperson
65-657(a)	same		Food, Drugs & Cosmetics Act; The processing, storage or distribution of any food, drug, device, or cosmetic that is adulterated or misbranded	U	U	C	~	Nonperson
65-657(b)	same		Food, Drugs & Cosmetics Act; Adulterate or misbranded any food, drug, device, or cosmetic	U	U	C	~	Nonperson
65-657(c)	same		Food, Drugs & Cosmetics Act; Receipt in commerce of any food, drug, device or cosmetic knowing it to be adulterated or misbranded, and the delivery or proffered delivery thereof for pay or otherwise	U	U	C	~	Nonperson
65-657(d)	same		Food, Drugs & Cosmetics Act; Dissemination of any false advertisement	U	U	C	~	Nonperson
65-657(e)	same		Food, Drugs & Cosmetics Act; Refuse to permit entry, inspection, or taking of a sample, as authorized by K.S.A. 65-674	U	U	C	~	Nonperson
65-657(f)	same		Food, Drugs & Cosmetics Act; Giving of a guaranty or undertaking which is false	U	U	C	~	Nonperson
65-657(g)	same		Food, Drugs & Cosmetics Act; Remove or dispose of a detained or embargoed article in violation of K.S.A. 65-660 and amendments thereto	U	U	C	~	Nonperson

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					A	C	S	
65-657(h)	same		Food, Drugs & Cosmetics Act; Alteration, mutilation, destruction, obliteration or removal of the whole or any part of the labeling of, or the doing of any other act with respect to a food, drug, device or cosmetic, if such act is done while such article is held for sale and results in such article being misbranded	U	U	C	~	Nonperson
65-657(i)	same		Food, Drugs & Cosmetics Act; Forging, counterfeiting, simulating or falsely representing, or without proper authority using any mark, stamp, tag, label or other identification method authorized, or required by rules and regulations promulgated under the provisions of this act	U	U	C	~	Nonperson
65-657(j)	same		Food, Drugs & Cosmetics Act; Using of any person to such person's own advantage, or revealing, any information acquired under authority of this act concerning a trade secret under the uniform trade secrets act, K.S.A. 60-3320 et seq. and amendments thereto, which is entitled to protection	U	U	C	~	Nonperson
65-657(k)	same		Food, Drugs & Cosmetics Act; Using, on the labeling of any drug or in any advertisement relating to such drug, any representation or suggestion that an application with respect to such drug is effective under K.S.A. 65-669a, and amendments thereto, or that such drug complies with the provisions of such section	U	U	C	~	Nonperson
65-657(l)	same		Food, Drugs & Cosmetics Act; Manufacturer, packer or distributor of a prescription drug; fail to maintain for transmittal, or fail to transmit, copies of printed matter required to be included in drug packaging, or other federally approved printed matter, to any practitioner licensed to administer such drug, upon request	U	U	C	~	Nonperson
65-657(m)(1)	same		Food, Drugs & Cosmetics Act; Place, or cause to be placed, upon any drug or device or container thereof, with intent to defraud, the trade name or other identifying mark, or imprint of another or any likeness of any of the foregoing	U	U	C	~	Nonperson
65-657(m)(2)	same		Food, Drugs & Cosmetics Act; Sell, dispense, dispose of or conceal or possess with intent to sell, any drug, device or any container thereof, knowing that the trade name or other identifying mark or imprint of another or any likeness of any of the foregoing has been placed thereon with intent 65-657(m)(1)	U	U	C	~	Nonperson
65-657(m)(3)	same		Food, Drugs & Cosmetics Act; Make, sell, dispose of or cause such, or possess with intent to defraud, any item designed to print, imprint or reproduce a trade name or other identifying mark or imprint of another or any likeness of any of the foregoing upon any drug, device or container thereof	U	U	C	~	Nonperson
65-657(n)	same		Food, Drugs & Cosmetics Act; Dispense a different drug or brand of drug in place of the one ordered or prescribed without express permission in each case of the person ordering or prescribing	U	U	C	~	Nonperson
65-657(o)	same		Food, Drugs & Cosmetics Act; Knowingly kill, sell, trade, exchange or offer to sell trade or exchange any diseased animal for human consumption	U	U	C	~	Nonperson
65-657(p)	same		Food, Drugs & Cosmetics Act; Knowingly purchase or otherwise obtain possession of any diseased animal for the purpose and intent of disposing the same for food	U	U	C	~	Nonperson

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					A	C	S	
65-657(q)	same		Food, Drugs & Cosmetics Act; Offer or expose for sale at retail, for human consumption, any slaughtered wild or domestic fowl, rabbit, squirrel or other small animal unless entrails, crops and other offensive parts are drawn and removed and carcass cooled until delivery to end consumer	U	U	C	~	Nonperson
65-657(r)	same		Food, Drugs & Cosmetics Act; Wholesale, retail food establishments, processing plants and peddlers; Failing to protect slaughtered fresh meats, fish, fowl or game for human consumption from dust, flies and other vermin or other substances that that may injuriously affect it	U	U	C	~	Nonperson
65-6609(a)	(c)		Addiction Counselor Licensure Act; Effective Sept. 1, 2011; Engage in the practice of addiction counseling as a clinical addiction counselor or represent that such person is a licensed clinical addiction counselor or substance abuse counselor without having such license	B	C	C	~	Nonperson
65-6609(b)	(c)		Addiction Counselor Licensure Act; Effective Sept. 1, 2011; Engage in the practice of addiction counseling or represent that such person is a licensed addiction counselor, substance abuse counselor or alcohol and drug counselor without having such license	B	C	C	~	Nonperson
65-6703(a)	(k)		Abortion; Abortion or attempt to abort a viable unborn child; 1st offense	A	B	C	~	Nonperson
65-6703(a)	(k)		Abortion; Abortion or attempt to abort a viable unborn child; 2nd or subs. Conviction	10	10	10	10	Nonperson
65-6703(b)	(k)		Abortion; Failure to provide written determination as provided in (b) to pregnant woman no less than 30 minutes prior to initiation of abortion; 1st offense	A	B	C	~	Nonperson
65-6703(b)	(k)		Abortion; Failure to provide written determination as provided in (b) to pregnant woman no less than 30 minutes prior to initiation of abortion; 2nd or subs. offense	10	10	10	10	Nonperson
65-6703(c)	(k)		Abortion; Failure to perform medical tests and maintain records as provided in (c); 1st offense	A	B	C	~	Nonperson
65-6703(c)	(k)		Abortion; Failure to perform medical tests and maintain records as provided in (c); 2nd or subs. offense	10	10	10	10	Nonperson
65-6705(k)	same		Abortion; Intentional and knowing or reckless abortion on unemancipated minor	A	B	C	~	Person
65-6705(l)(1)	same		Abortion; Willful or knowing disclosure of the identity of a minor petitioning the court pursuant to this section or disclosure of any court record relating to such proceeding	B	C	C	~	Person
65-6705(l)(2)	same		Abortion; Willfully/knowingly permit or encourage disclosure of minor's identity or record	B	C	C	~	Person
65-6721(a)	(g)		Abortion; Partial birth abortion on viable fetus prohibited unless exceptions apply	8	10	10	10	Person
65-6724	(j)		Abortion; Penalty for unauthorized "pain-capable" child abortion; Second or subs conviction	10	10	10	10	Person
65-6726(a)	(e)		Abortion; Performing an abortion with knowledge that woman is seeking abortion solely on account of the sex of the unborn child; 1st conviction	A	B	C	~	Person
65-6726(a)	(e)		Abortion; Performing an abortion with knowledge that woman is seeking abortion solely on account of the sex of the unborn child; 2nd or subs. conviction	10	10	10	10	Person
65-6743(a)(1)	65-6746		Abortion; Perform or attempt to perform dismemberment abortion; 1st conviction	A	B	C	~	Person
65-6743(a)(1)	65-6746		Abortion; Perform or attempt to perform dismemberment abortion; 2nd conviction	10	10	10	10	Person

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					A	C	S	
65-67a04(a)	(c)		Fetal Organs & Tissue; Solicit, offer, knowingly acquire or accept or transfer any fetal tissue for consideration	2	4	4	5	Nonperson
65-67a04(b)	(c)		Fetal Organs & Tissue; Solicit, offer, knowingly acquire or accept or transfer any fetal tissue for the purpose of transplanting such into another where tissue was obtained from abortion with promise that the donated tissue will be transplanted into a recipient specified by the donating individual	2	4	4	5	Nonperson
65-67a05(a)	(f)		Fetal Organs & Tissue; Annual written report to the secretary of the department of health and environment required for any transfer of fetal tissue to another person; contents	A	B	C	~	Nonperson
65-67a05(b)	(f)		Fetal Organs & Tissue; Breach in confidentiality of the donating woman's identity	A	B	C	~	Nonperson
65-67a05(c)	(f)		Fetal Organs & Tissue; Ship fetal tissue without disclosing to the delivery service that human tissue is contained in such shipment	A	B	C	~	Nonperson
65-67a05(d)	(f)		Fetal Organs & Tissue; Breach in Confidentiality of information obtained under this section	A	B	C	~	Nonperson
65-67a05(e)	(f)		Fetal Organs & Tissue; Reports required by this section shall identify the name and address of the person submitting such report only by confidential code number	A	B	C	~	Nonperson
65-67a06(a)	(c)		Fetal Organs & Tissue; Offer any monetary or other inducement to person for the purpose of procuring an abortion for the medical, scientific, experimental or therapeutic use of fetal organs or tissue	2	4	4	5	Nonperson
65-67a06(b)	(c)		Fetal Organs & Tissue; Offer or accept any valuable consideration for the fetal organs or tissue resulting from an abortion	2	4	4	5	Nonperson
65-67a07(a)	(b)		Fetal Organs & Tissue; Intentional, knowing or reckless use of fetal organs or tissue for medical, scientific, experimental or therapeutic use with out voluntary and informed consent of the woman donating such tissue	2	4	4	5	Nonperson
65-67a09(c)	(e)(2)		Child Rape Protection Act; 1st conviction	A	B	C	~	Nonperson
65-67a09(c)	(e)(2)		Child Rape Protection Act; Failure of a physician to comply with any provision of this section or any rule or regulation adopted hereunder; 2nd or subs. conviction	10	10	10	10	Nonperson
65-6804(d)	same		Health Care Data; Unauthorized disclosure of data and other information collected pursuant to this act by the Kansas Department of Health and Environment; making public, information which would identify individuals	C	C	C	~	Nonperson
65-682(d)	same		Food, Drugs & Cosmetics Act; Recklessly or intentionally violate the provisions of the food, drug and cosmetic act, or its rules and regulations	A	B	C	~	Nonperson
65-6903(a)	(b)		Athletic Trainers Licensure Act; Unlawful representation of oneself as an athletic trainer	B	C	C	~	Nonperson
65-6a40	same		Meat & Poultry; Inspections; penalty for any violation of act	U	U	C	~	Nonperson
65-6a40	same		Meat & Poultry; Violation of act involving intent to defraud, or any transportation or distribution or attempted transportation or distribution of an article that is adulterated	***Unc/10	10	10	10	Nonperson
65-6a52	same		Meat & Poultry Inspection Act; Penalty for any violation of act	C	C	C	~	Nonperson

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					A	C	S	
65-6a53	65-6a55		Meat & Poultry; Imported catfish; labeling as imported required	C	C	C	~	Nonperson
65-6a55	same		Meat & Poultry; Labeling; penalty for violation of act	C	C	C	~	Nonperson
65-6b08(a)	same		Public Health; Amygdalin (Laetrile); manufacturing amygdalin (laetrile) without registration	B	C	C	~	Nonperson
65-6b08(b)	same		Public Health; Amygdalin (Laetrile); distributing amygdalin (laetrile) at wholesale without permit	B	C	C	~	Nonperson
65-6b08(c)	same		Public Health; Amygdalin (Laetrile); sell, offer for sale or distribute amygdalin (laetrile) to the public, except by a physician, without a currently effective permit	B	C	C	~	Nonperson
65-6b08(d)	same		Public Health; Amygdalin (Laetrile); sell, offer for sale or distribute amygdalin (laetrile) to the public without a valid prescription of a physician	B	C	C	~	Nonperson
65-7211	same		Naturopathic Doctor Licensure Act; Violations	B	C	C	~	Person
65-7303(a)	65-7315		Radiologic Technologists Practice Act; Perform radiologic technology procedures on humans for diagnostic or therapeutic purposes without a valid license	B	C	C	~	Nonperson
65-7303(b)	65-7315		Radiologic Technologists Practice Act; Unauthorized use of radioactive substances/equipment	B	C	C	~	Nonperson
65-7303(c)	65-7315		Radiologic Technologists Practice Act; Depicting oneself as holder of a license without such license	B	C	C	~	Nonperson
65-789(a)	65-790		Milk, Cream & Dairy Products; Engage in any business or activity requiring a license or permit under this act without having a license or permit	U	U	C	~	Nonperson
65-789(b)(1)	65-790		Milk, Cream & Dairy Products; Sell, offer or expose for sale any nonconforming milk, milk products or dairy products	U	U	C	~	Nonperson
65-789(b)(2)	65-790		Milk, Cream & Dairy Products; Sell, offer or expose for sale any milk, milk products or dairy products which are adulterated or misbranded	U	U	C	~	Nonperson
65-789(c)	65-790		Milk, Cream & Dairy Products; Adulterate or misbrand any milk, milk products or dairy products	U	U	C	~	Nonperson
65-789(d)	65-790		Milk, Cream & Dairy Products; Sell, offer for sale or have possession with intent to sell at retail to the final consumer any milk or milk product which has not been inspected and designated grade A pasteurized	U	U	C	~	Nonperson
65-789(e)	65-790		Milk, Cream & Dairy Products; Violate any provision of this act or any rules or regulations promulgated thereunder	U	U	C	~	Nonperson
65-905	same		Public Health; Use of Dead Bodies by Medical School; penalty for violation of provisions of act	U	U	C	~	Nonperson
66-1,126	same		State Corporation Commission; Violation of act relating to certificate, license, permit or report; failure to comply with certain commission orders	U	U	C	~	Nonperson
66-1,130(a)	same		State Corporation Commission; Violation of act except K.S.A. 66-1,111 or 66-1,128	U	U	C	~	Nonperson
66-1,130(b)(2)	same		State Corporation Commission; Violation of Motor Carrier Safety Rules and Regulations, K.S.A. 66-1,129 as specified in Subsection (b)(2) of K.S.A. 66-1,130	U	U	C	~	Nonperson
66-1,139(a)	66-1315		State Corporation Commission; Registration of interstate carriers in base state required pursuant to 49 U.S.C. 14504	U	U	C	~	Nonperson

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					A	C	S	
66-1,139(b)	66-1315		State Corporation Commission; Intrastate carriers as defined by K.S.A. 8-126 required to register with corporation commission	U	U	C	~	Nonperson
66-1,139(c)	66-1315		State Corporation Commission; Registration and payment of regulatory fees required	U	U	C	~	Nonperson
66-1,139(d)	66-1315		State Corporation Commission; Fail to comply with form of application requirements	U	U	C	~	Nonperson
66-1,139(e)	66-1315		State Corporation Commission; Remittance of moneys, requirements	U	U	C	~	Nonperson
66-1,140(a)	66-1315		State Corporation Commission; Commission required to make rules and regulations governing registration and fees for certain vehicles used temporarily	U	U	C	~	Nonperson
66-1,140(b)	66-1315		State Corporation Commission; Commission required to make rules and regulations governing vehicles entering state on occasional trips	U	U	C	~	Nonperson
66-1,140(c)	66-1315		State Corporation Commission; Superintendent of the highway patrol designated as issuing agent, required to acknowledge special registrations	U	U	C	~	Nonperson
66-1,157d(a)	(b)		State Corporation Commission; Destruction of pipeline signs or markers	A	B	C	~	Nonperson
66-1203	66-1204		Public Utilities; Demurrage rates prohibited	U	U	C	~	Nonperson
66-126	same		State Corporation Commission; Unlawful securities	U	U	C	~	Nonperson
66-1315	same		Motor Carriers; Penalty for violating any of the provisions of K.S.A. 66-1,139 or 66-1,140	U	U	C	~	Nonperson
66-1319(a)	same		Motor Carriers; Failure or refusal of driver of a vehicle to drive such vehicle to the nearest inspection station or other suitable place when so directed by a member of the highway patrol	U	U	C	~	Nonperson
66-137	same		Public Utilities; Powers of State Corporation Commission; falsifying or destroying accounts/records	7	9	9	10	Nonperson
66-150	same		State Corporation Commission; Willfully obstruct commission, or any member thereof, in the performance of the commission's duties	B	C	C	~	Nonperson
66-195	same		State Corporation Commission; Penalty for failure to comply with order	U	U	C	~	Nonperson
66-228	same		Railroad Companies; Fail to restore crossing with time allowed	U	U	C	~	Nonperson
66-2303(a)(1)	(b)		Criminal Trespass on a Nuclear Generating Facility; Entering/remaining unlawfully in or on facility	6	8	8	9	Person
66-2303(a)(2)	(b)		Criminal Trespass on a Nuclear Generating Facility; Entering/remaining unlawfully within a structure or fenced yard of a facility	6	8	8	9	Person
66-273	66-274		Railroad Companies; Requirements for permitting trains, engines or cars to stand on public highway	U	U	C	~	Nonperson
66-274	same		Railroad Companies; Any railroad company or corporation operating a line of railroad in Kansas failing or neglecting to comply with K.S.A. 66-273	U	U	C	~	Nonperson
68-1115	same		Roads & Bridges; Penalty for premature opening of bids	C	C	C	~	Nonperson
68-1129	same		Roads & Bridges; Move engines or heavy vehicles on bridge or culvert and fail to lay planks required	U	U	C	~	Nonperson
68-127	same		Roads & Bridges; Injure or destroy, or leave open any gate constructed under the provisions of K.S.A. 68-126, at a time when such gate or gates are to remain closed	U	U	C	~	Nonperson
68-134	same		Roads & Bridges; Remove, ride or drive upon any portion of sidewalk	U	U	C	~	Nonperson

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					A	C	S	
68-167	68-168		Roads & Bridges; Install, construct, erect, maintain or operate within fifty (50) feet of the right of way of any federal, state or federal and state highway or any turnpike project a flashing or revolving sign, light or reflector which is red or amber in color when lighted or when light rays are focused on it	U	U	C	~	Nonperson
68-2106	same		Roads & Bridges; Destroy or remove barricades, warning signs, or drive on closed hard-surfaced highway	U	U	C	~	Nonperson
68-2107	same		Roads & Bridges; Fail, neglect or refuse to comply with the provisions of this act	U	U	C	~	Nonperson
68-2215	same		Roads & Bridges; Junkyard & Salvage Control Act; unlawful junkyard maintenance	C	C	C	~	Nonperson
68-2255(b)	(d)		Sexually-Oriented Signs - violation of provisions	C	C	C	~	Nonperson
68-406(f)	same		Roads & Bridges; State Highways; fail or neglect to comply with the provisions of this subsection	U	U	C	~	Nonperson
68-433	same		Roads & Bridges; State Highways; penalty for violation of act	U	U	C	~	Nonperson
68-534	same		Roads & Bridges; County & Township Roads; make a false return of the number of miles dragged, time spent on other work, or amount of work done for compensation; officer who neglects or refuses to enforce the provisions of this section as related to the dragging of roads or highways	U	U	C	~	Nonperson
68-545	same		Roads & Bridges; County & Township Roads; unlawful obstructions, excavations, removal of materials, dumping trash or other materials or plowing of roads	U	U	C	~	Nonperson
68-548	same		Roads & Bridges; County & Township Roads; officer's violation of act or failure to perform duty as required	U	U	C	~	Nonperson
68-549	same		Roads & Bridges; County & Township Roads; penalty for violation of act	U	U	C	~	Nonperson
68-557	same		Roads & Bridges; County & Township Roads; neglect or refusal of any officer charged with the administration of this act to enforce or comply with the provisions herein	U	U	C	~	Nonperson
70a-101	70a-108		Sand & Gravel; Taking materials from rivers and islands belonging to state	U	U	C	~	Nonperson
72-5019	same		Schools; Driver Training; use a driver training motor vehicle for purposes other than instruction	U	U	C	~	Nonperson
72-8314	same		Schools; Transportation of Students; operate motor vehicle used to transport students in violation of act	U	U	C	~	Nonperson
72-89b04(a)	same		School Safety & Security Act; Willful and knowing failure to make a report; prevent or interfere with the making of a report as required by subsection (b)(1) of K.S.A. 72-89b03	B	C	C	~	Nonperson
72-89b04(b)	same		School Safety & Security Act; Willful and knowing failure to transmit reports made by school employees to the appropriate state or local law enforcement agency; prevent or interfere with the transmission of reports as required by subsection (b)(1) of K.S.A. 72-89b03	B	C	C	~	Nonperson
73-202	same		Soldiers, Sailors & Patriotic Emblems; Officers; knowing and willful failure to obey provisions of this act	U	U	C	~	Nonperson
73-204	same		Soldiers, Sailors & Patriotic Emblems; Veterans' Preference; knowing and willful violation of act	U	U	C	~	Nonperson
73-710	same		Soldiers, Sailors & Patriotic Emblems; Violation of K.S.A. 73-705 through 73-710	U	U	C	~	Nonperson
74-2135	same		Kansas Highway Patrol; Violation of rules/regulations checks for verification on VIN's/fraud	A	B	C	~	Nonperson

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					A	C	S	
74-32,177(a)(1)	(b)		Private & Out-of-State Postsecondary Educational Institution Act; Operate an institution without a certificate of approval	C	C	C	~	Nonperson
74-32,177(a)(2)	(b)		Private & Out-of-State Postsecondary Educational Institution Act; Solicit prospective students without being registered as required by this act	C	C	C	~	Nonperson
74-32,177(a)(3)	(b)		Private & Out-of-State Postsecondary Educational Institution Act; Accept contracts or enrollment applications from a representative who is not registered	C	C	C	~	Nonperson
74-32,177(a)(4)	(b)		Private & Out-of-State Postsecondary Educational Institution Act; Use fraud or misrepresentation in advertising or in procuring enrollment of a student	C	C	C	~	Nonperson
74-32,177(a)(5)	(b)		Private & Out-of-State Postsecondary Educational Institution Act; Unauthorized use of the term "accredited" in the name or advertisement of an institution	C	C	C	~	Nonperson
74-32,177(a)(6)	(b)		Private & Out-of-State Postsecondary Educational Institution Act; Unauthorized use of the term "university" in the name or advertisement of an institution	C	C	C	~	Nonperson
74-3215	same		Higher Education Coordination; State Board of Regents; Penalty for violation of any of the provisions of this act or any rule or policy made thereunder	U	U	C	~	Nonperson
74-4905(f)	same		Public Employees Retirement Systems; Serving on the board while knowingly obtaining substantial interests in any nonpublicly traded investment with moneys of the fund	A	B	C	~	Nonperson
74-50,184(c)	same		Department of Commerce; Unauthorized disclosure of confidential information	A	B	C	~	Nonperson
74-5340	74-5341		Psychologists; Represent oneself to be a psychologist without a valid, existing license as a psychologist issued by the board	A	B	C	~	Nonperson
74-5349(c)	74-5341		Psychologists; Intentionally represent to the public that one is endorsed in a specialty if not so endorsed	A	B	C	~	Nonperson
74-5371(a)	(c)		Psychologists; Practice masters level psychology or hold oneself out as a licensed masters level psychologist without holding a valid license	C	C	C	~	Nonperson
74-5371(b)	(c)		Psychologists; Practice masters level psychology or hold oneself out as a licensed clinical psychotherapist without holding such license	C	C	C	~	Nonperson
74-538	same		Department of Agriculture; Falsely mark any product or container of products to indicate that such has been graded or inspected	U	U	C	~	Nonperson
74-5408	same		Antiquities Commission; Penalties for violations of act	U	U	C	~	Nonperson
74-5824	same		Board of Examiners In Fitting & Dispensing of Hearing Aids; Penalty for violation of Act - 1st offense	C	C	C	~	Nonperson
74-5824	same		Board of Examiners In Fitting & Dispensing of Hearing Aids; Penalty for violation of Act - 2nd or subs. offense	B	C	C	~	Nonperson
74-621	same		State Corporation Commission; Intentionally violate any provision of the system of priorities for the allocation of available energy resources or for the curtailment of the consumption of such energy resources, or both, during any energy resources emergency proclaimed by the governor	C	C	C	~	Nonperson

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					A	C	S	
74-7029(a)(1)	same		State Board of Technical Professionals; Practice, offer to practice, or hold oneself out as entitled to practice any technical profession without being duly licensed or holding a certificate of authorization issued under K.S.A. 74-7036	A	B	C	~	Nonperson
74-7029(a)(2)	same		State Board of Technical Professionals; Present or attempt to use, as such person's own, the license, certificate of authorization or seal of another	A	B	C	~	Nonperson
74-7029(a)(3)	same		State Board of Technical Professionals; Falsely impersonate any other practitioner of like or different name	A	B	C	~	Nonperson
74-7029(a)(4)	same		State Board of Technical Professionals; Give false or forged evidence to the board or any member thereof in obtaining a license or certificate of authorization	A	B	C	~	Nonperson
74-7029(a)(5)	same		State Board of Technical Professionals; Use or attempt to use a license or certificate of authorization that has expired or been suspended or revoked	A	B	C	~	Nonperson
74-7029(a)(6)	same		State Board of Technical Professionals; Falsely advertise as a licensed practitioner or as the holder of a certificate of authorization	A	B	C	~	Nonperson
74-7029(a)(7)	same		State Board of Technical Professionals; Unauthorized use of any title or description intended to convey the impression that a person is a licensed practitioner or holds a certificate of authorization	A	B	C	~	Nonperson
74-7029(a)(8)	same		State Board of Technical Professionals; Any other violation of provisions of this act	A	B	C	~	Nonperson
74-8716(a)(1)	(c)		State Lottery; Conflict of interest; prohibited acts of executive director, a member of the commission or any employee of the Kansas lottery, or any person residing in the household thereof; having interest in certain businesses	A	B	C	~	Nonperson
74-8716(a)(2)	(c)		State Lottery; Conflict of interest; prohibited acts of executive director, a member of the commission or any employee of the Kansas lottery, or any person residing in the household thereof; accepting certain items or services	A	B	C	~	Nonperson
74-8716(b)	(c)		State Lottery; Conflict of interest; prohibited acts of lottery retailer, applicant for lottery retailer or person contracting or seeking to contract with the state to supply gaming equipment, materials, tickets or consulting services for use in the lottery; offering certain items or services	A	B	C	~	Nonperson
74-8716(c)	(h)		State Lottery; Conflict of interest; persons prohibited from serving as executive director; interest holders or certain prior employees	A	B	C	~	Nonperson
74-8716(d)	(h)		State Lottery; Conflict of interest; holder of license issued by KS racing and gaming commission prohibited from serving as executive director or as a member of commission or being employed by KS lottery	A	B	C	~	Nonperson
74-8716(e)	(h)		State Lottery; Conflict of interest; unauthorized financial interest in race horse or jockey or greyhound	A	B	C	~	Nonperson
74-8716(f)	(h)		State Lottery; Conflict of interest; unauthorized acceptance of compensation, gifts, etc. from lottery facility manager and agents thereof	A	B	C	~	Nonperson

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					A	C	S	
74-8716(g)	(h)		State Lottery; Conflict of interest; unauthorized acceptance of compensation, gifts, etc. from licensee pursuant to KS parimutuel racing act	A	B	C	~	Nonperson
74-8717(a)	(b)		State Lottery; Forgery of lottery ticket	8	10	10	10	Nonperson
74-8718(a)(1)	(b)(1)		State Lottery; Sell a lottery ticket or share at a price other than that fixed by rules and regulations adopted pursuant to this act; 1st offense	A	B	C	~	Nonperson
74-8718(a)(1)	(b)(2)		State Lottery; Sell a lottery ticket or share at a price other than that fixed by rules and regulations adopted pursuant to this act; 2nd or subs. offense	9	10	10	10	Nonperson
74-8718(a)(2)	(b)(1)		State Lottery; Sell a lottery ticket or share by any person other than a lottery retailer authorized by the Kansas lottery; 1st offense	A	B	C	~	Nonperson
74-8718(a)(2)	(b)(2)		State Lottery; Sell a lottery ticket or share by any person other than a lottery retailer authorized by the Kansas lottery; 2nd or subs. offense	9	10	10	10	Nonperson
74-8718(a)(3)	(b)(1)		State Lottery; Sell a lottery ticket or share to any person known to be under 18 yrs of age; 1st offense	A	B	C	~	Nonperson
74-8718(a)(3)	(b)(2)		State Lottery; Sell a lottery ticket or share to any person known to be under 18 yrs of age; 2nd or subs. offense	9	10	10	10	Nonperson
74-8718(a)(4)	(b)(1)		State Lottery; Sell a lottery ticket at retail by electronic mail, the internet or telephone; 1st offense	A	B	C	~	Nonperson
74-8718(a)(4)	(b)(2)		State Lottery; Sell a lottery ticket at retail by electronic mail, the internet or telephone; 2nd or subs. offense	9	10	10	10	Nonperson
74-8719(a)(1)	(b)(1)		State Lottery; Unlawful for the executive director, a member of the commission or an employee of the Kansas lottery to purchase lottery ticket or share in winnings; 1st offense	A	B	C	~	Nonperson
74-8719(a)(1)	(b)(2)		State Lottery; Unlawful for the executive director, a member of the commission or an employee of the Kansas lottery to purchase lottery ticket or share in winnings; 2nd or subs. offense	9	10	10	10	Nonperson
74-8719(a)(2)	(b)(1)		State Lottery; Unlawful for an officer or employee of a vendor contracting with the Kansas lottery to supply gaming equipment or tickets to the Kansas lottery to purchase lottery ticket or share in winnings; 1st offense	A	B	C	~	Nonperson
74-8719(a)(2)	(b)(2)		State Lottery; Unlawful for an officer or employee of a vendor contracting with the Kansas lottery to supply gaming equipment or tickets to the Kansas lottery to purchase lottery ticket or share in winnings; 2nd or subs. offense	9	10	10	10	Nonperson
74-8719(a)(3)	(b)(1)		State Lottery; Unlawful for certain relatives of persons described by subsection (a)(1) or (2) of K.S.A. 74-8719 to purchase lottery ticket or share in winnings; 1st offense	A	B	C	~	Nonperson
74-8719(a)(3)	(b)(2)		State Lottery; Unlawful for certain relatives of persons described by subsection (a)(1) or (2) of K.S.A. 74-8719 to purchase lottery ticket or share in winnings; 2nd or subs. offense	9	10	10	10	Nonperson
74-8719(a)(4)	(b)(1)		State Lottery; Unlawful for a person who resides in the same household as persons described by subsection (a)(1) or (2) of K.S.A. 74-8719 to purchase lottery ticket or share in winnings; 1st offense	A	B	C	~	Nonperson

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					A	C	S	
74-8719(a)(4)	(b)(2)		State Lottery; Unlawful for a person who resides in the same household as persons described by subsection (a)(1) or (2) of K.S.A. 74-8719 to purchase lottery ticket or share in winnings; 2nd or subs. offense	9	10	10	10	Nonperson
74-8756	(d)		Expanded Lottery Act; Wager and loan violations; 1st offense	A	B	C	~	Nonperson
74-8756	(d)		Expanded Lottery Act; Wager and loan violations; 2nd or subs. offense	9	10	10	10	Nonperson
74-8758(a)	(a)		Expanded Lottery Act; Unauthorized playing of an electronic gaming machine at racetrack gaming facility; 1st offense	A	B	C	~	Nonperson
74-8758(a)	(a)		Expanded Lottery Act; Unauthorized playing of an electronic gaming machine at racetrack gaming facility; 2nd or subs. offense	9	10	10	10	Nonperson
74-8758(b)	(b)		Expanded Lottery Act; Unauthorized playing of an electronic gaming machine at lottery gaming facility; 1st offense	A	B	C	~	Nonperson
74-8758(b)	(b)		Expanded Lottery Act; Unauthorized playing of an electronic gaming machine at lottery gaming facility; 2nd or subs. offense	9	10	10	10	Nonperson
74-8759	Same		Expanded Lottery Act; Manipulation of an electronic gaming machine or lottery facility game with intent to change the outcome, pay out or operation thereof	8	10	10	10	Nonperson
74-8760(a)	(a)		Expanded Lottery Act; Unauthorized wagering or playing electronic gaming machine or lottery facility game by select persons at lottery gaming facility	A	B	C	~	Nonperson
74-8760(b)	(b)		Expanded Lottery Act; Unauthorized wagering or playing electronic gaming machine by select persons at racetrack gaming facility	A	B	C	~	Nonperson
74-8760(c)	(c)		Expanded Lottery Act; Knowingly cheating including possession of or use of cheating device	8	10	10	10	Nonperson
74-8761	Same		Expanded Lottery Act; Place in operation, continue to operate any gray machine for use by the public	9	10	10	10	Nonperson
74-8762	(f)		Expanded Lottery Act; Willful violations of restrictions on officials and affiliated persons	A	B	C	~	Nonperson
74-8804(o)	same		Parimutuel Racing; Unauthorized disclosure of confidential information	A	B	C	~	Nonperson
74-8810(a)(1)	same		Parimutuel Racing; Prohibited acts of executive director or a member of the commission; having financial interest in any racetrack facility or any host facility for a simulcast race	A	B	C	~	Nonperson
74-8810(a)(2)	same		Parimutuel Racing; Prohibited acts of officer, director or member of an organization licensee, other than a fair association or horsemen's nonprofit organization; financial interest	A	B	C	~	Nonperson
74-8810(b)(1)	(b)		Parimutuel Racing; Holding paid position with any facility manger licensee, facility owner licensee or organization licensee or holding an interest in any racetrack facility if a member of the Legislature or within 5 yrs following the end of such term	A	B	C	~	Nonperson
74-8810(b)(2)	(b)		Parimutuel Racing; Holding paid position with any facility manager licensee, facility owner licensee or organization licensee or holding an interest in any racetrack facility if related to a member of the Legislature	A	B	C	~	Nonperson

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					A	C	S	
74-8810(c)(1)	same		Parimutuel Racing; Prohibited acts of member, employee or appointee of the commission, including stewards and racing judges; participate in the operation of or have financial interest in certain business	A	B	C	~	Nonperson
74-8810(c)(2)	same		Parimutuel Racing; Prohibited acts of member, employee or appointee of the commission, including stewards and racing judges; participate as an owner, owner-trainer or trainer of a horse or greyhound, or as a jockey of a horse entered in a race meeting in this state	A	B	C	~	Nonperson
74-8810(c)(3)	same		Parimutuel Racing; Prohibited acts of member, employee or appointee of the commission, including stewards and racing judges; place a wager on an entry in a horse or greyhound race conducted by an organization licensee	A	B	C	~	Nonperson
74-8810(c)(4)	same		Parimutuel Racing; Prohibited acts of member, employee or appointee of the commission, including stewards and racing judges; unauthorized acceptance of any compensation, gift, loan, entertainment, favor or service from any licensee	A	B	C	~	Nonperson
74-8810(d)(1)(A)	same		Parimutuel Racing; Prohibited acts of member, employee or appointee of the commission, or certain relatives thereof; holding license issued by the commission	A	B	C	~	Nonperson
74-8810(d)(1)(B)	same		Parimutuel Racing; Prohibited acts of member, employee or appointee of the commission, or certain relatives thereof; enter into business dealing, venture or contract with an owner or lessee of a racetrack facility	A	B	C	~	Nonperson
74-8810(e)(1)	same		Parimutuel Racing; Prohibited acts of officer, director or member of an organization licensee, other than a fair association or horsemen's nonprofit organization; unauthorized receipt of certain compensation, reimbursement or payment of expenses	A	B	C	~	Nonperson
74-8810(e)(2)	same		Parimutuel Racing; Prohibited acts of officer, director or member of an organization licensee, other than a fair association or horsemen's nonprofit organization; entering into certain business dealings, ventures or contracts	A	B	C	~	Nonperson
74-8810(f)	same		Parimutuel Racing; Prohibited acts of facility owner licensee or facility manager licensee, other than a horsemen's association, or any officer, director, employee, stockholder or shareholder thereof or any person having an ownership interest therein	A	B	C	~	Nonperson
74-8810(g)	same		Parimutuel Racing; Prohibited acts of licensee of the commission, or an officer, director, member or employee of a licensee	A	B	C	~	Nonperson
74-8810(h)	same		Parimutuel Racing; Use any animal or fowl in the training or racing of racing greyhounds	B	C	C	~	Nonperson
74-8810(i)(1)	same		Parimutuel Racing; Sell a parimutuel ticket or an interest in such a ticket to a person knowing such person to be under 21 yrs of age; 1st offense	A	B	C	~	Nonperson
74-8810(i)(2)	same		Parimutuel Racing; Accept, transmit or deliver, from a person outside a racetrack facility, anything of value to be wagered in any parimutuel system of wagering within a racetrack facility; 1st offense	A	B	C	~	Nonperson

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					A	C	S	
74-8810(i)(3)	same		Parimutuel Racing; Administering any drug or medication to a horse or greyhound within a racetrack facility in violation of rules and regulations; 1st offense	A	B	C	~	Nonperson
74-8810(i)(4)	same		Parimutuel Racing; Possession within a racetrack facility of any drug or medication for administration to a horse or greyhound in violation of rules and regulations; 1st offense	A	B	C	~	Nonperson
74-8810(i)(5)	same		Parimutuel Racing; Possession within a racetrack facility of equipment for administering drugs or medications to horses or greyhounds in violation of rules & regulations; 1st offense	A	B	C	~	Nonperson
74-8810(i)(6)	same		Parimutuel Racing; Enter any horse or greyhound in any race knowing such horse or greyhound to be ineligible to compete in such race pursuant to K.S.A. 74-8812	A	B	C	~	Nonperson
74-8810(i)(7)	same		Parimutuel Racing; Prepare or cause to be prepared an application for registration of a horse pursuant to K.S.A. 74-8830 knowing that such contains false information	A	B	C	~	Nonperson
74-8810(j)(1)	(i)		Parimutuel Racing; Selling a parimutuel ticket or an interest in such a ticket to a person known to be under 21; 2nd or subs. offense	8	10	10	10	Nonperson
74-8810(j)(10)	(i)		Parimutuel Racing; Sponge the nostrils or windpipe of a horse for the purpose of stimulating or depressing such horse or affecting its speed at any time during a race meeting	8	10	10	10	Nonperson
74-8810(j)(11)	(i)		Parimutuel Racing; Alter, or attempt to alter, the natural outcome of any race conducted by, or any simulcast race displayed by, an organization licensee or transmit or receive an altered race or delayed broadcast race if parimutuel wagering is conducted or solicited after off time of the race	8	10	10	10	Nonperson
74-8810(j)(12)	(i)		Parimutuel Racing; Influence or attempt to influence, by the payment or promise of payment of money or other valuable consideration, any person to alter the natural outcome of any race conducted by, or any simulcast race displayed by, an organization licensee	8	10	10	10	Nonperson
74-8810(j)(13)	(i)		Parimutuel Racing; Influence or attempt to influence any member, employee or appointee of the commission, by payment, in the performance of any official duty of that member, employee or appointee	8	10	10	10	Nonperson
74-8810(j)(14)	(i)		Parimutuel Racing; Fail to report knowledge of any violation of this act by another person for the purpose of stimulating or depressing any horse or greyhound, or affecting its speed	8	10	10	10	Nonperson
74-8810(j)(15)(A)	(i)		Parimutuel Racing; Falsify, conceal or cover up, by any trick, scheme or device, a material fact related to breeding, buying, selling or racing or prior racing record, pedigree, identity or ownership of a registered horse or greyhound	8	10	10	10	Nonperson
74-8810(j)(15)(B)	(i)		Parimutuel Racing; Make any false, fictitious or fraudulent statement or representation related to breeding, buying, selling or racing or prior racing record, pedigree, identity or ownership of a registered horse or greyhound	8	10	10	10	Nonperson
74-8810(j)(15)(C)	(i)		Parimutuel Racing; Knowingly make or use any false writing related to breeding, buying, selling or racing or prior racing record, pedigree, identity or ownership of a registered horse or greyhound	8	10	10	10	Nonperson

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					A	C	S	
74-8810(j)(16)	(i)		Parimutuel Racing; Pass or attempt to pass, cash or attempt to cash any altered or forged parimutuel ticket knowing it to have been altered or forged	8	10	10	10	Nonperson
74-8810(j)(2)	(i)		Parimutuel Racing; Accept, transmit or deliver, from any person outside a racetrack facility, anything of value to be wagered in any parimutuel system of wagering within a racetrack facility; 2nd or subs. offense	8	10	10	10	Nonperson
74-8810(j)(3)	(i)		Parimutuel Racing; Conduct or assist in the conduct of a horse or greyhound race, or the display of a simulcast race, where the parimutuel system of wagering is used or is intended to be used without a license	8	10	10	10	Nonperson
74-8810(j)(4)	(i)		Parimutuel Racing; Enter any horse or greyhound in any race conducted by an organization licensee knowing that the class or grade entered is not the true class or grade or knowing that the name under which entered is not the registered name	8	10	10	10	Nonperson
74-8810(j)(5)	(i)		Parimutuel Racing; Use or conspire to use any unusual device or lure for the purpose of affecting the speed of any horse or greyhound during a race	8	10	10	10	Nonperson
74-8810(j)(6)	(i)		Parimutuel Racing; Possess any unusual device or lure designed or intended to affect the speed of a horse or greyhound	8	10	10	10	Nonperson
74-8810(j)(7)	(i)		Parimutuel Racing; Administer or conspire to administer, any drug or medication to a horse or greyhound in violation of rules and regulations of the commission; 2nd or subs. offense	8	10	10	10	Nonperson
74-8810(j)(8)	(i)		Parimutuel Racing; Possess or conspire to possess, any drug or medication for administration to a horse or greyhound in violation of rules and regulations of the commission; 2nd or subs. offense	8	10	10	10	Nonperson
74-8810(j)(9)	(i)		Parimutuel Racing; Possess or conspire to possess, equipment for administering drugs or medications to horses or greyhounds in violation of rules and regulations of the commission; 2nd or subs. offense	8	10	10	10	Nonperson
74-8810(k)(1)	(k)(3)		Parimutuel Racing; Illegal purchase of a parimutuel ticket by person 18 or over but less than 21; 1st offense	A	B	C	~	Nonperson
74-8810(k)(1)	(k)(3)		Parimutuel Racing; Illegal purchase of a parimutuel ticket by person 18 or over but less than 21; 2nd or subs. offense	8	10	10	10	Nonperson
74-9805(m)(3)	same		Tribal Gaming Oversight; Unauthorized disclosure of confidential information	A	B	C	~	Nonperson
74-9809(a)	same		Tribal Gaming Oversight; Having financial interest in tribal gaming while the executive director or employee of the state gaming agency or during 5 yrs immediately following termination of such employment	A	B	C	~	Nonperson
74-9809(b)(1)	same		Tribal Gaming Oversight; Executive director or employee of the state gaming agency knowingly placing a wager or betting or playing an electronic game of chance at a tribal gaming facility	A	B	C	~	Nonperson
74-9809(b)(2)	same		Tribal Gaming Oversight; Executive director or employee of the state gaming agency knowingly participating as an owner, operator, manager or consultant in tribal gaming in Kansas	A	B	C	~	Nonperson

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					A	C	S	
74-9809(b)(3)	same		Tribal Gaming Oversight; Executive director or employee of the state gaming agency knowingly accepting compensation, gift, loan, entertainment, favor or service from person or entity licensed pursuant to a tribal-state gaming compact, unless exception applies	A	B	C	~	Nonperson
74-9809(c)(1)	same		Tribal Gaming Oversight; Executive director or employee of the state gaming agency, or certain relatives thereof, holding any license issued pursuant to a tribal-state gaming compact	A	B	C	~	Nonperson
74-9809(c)(2)	same		Tribal Gaming Oversight; Executive director or employee of the state gaming agency, or certain relatives thereof, entering into any business dealing, venture or contract with owner/operator of a tribal gaming facility other than as required to complete duties of the compact	A	B	C	~	Nonperson
74-9809(d)	same		Tribal Gaming Oversight; Holder of a license issued pursuant to a tribal-state gaming compact allowing any person, to place a wager or play any class III game, gaming device or electronic game of chance at a tribal gaming facility, knowing such person to be under 21 yrs of age	A	B	C	~	Nonperson
74-9809(e)	same		Tribal Gaming Oversight; Use or conspire to use any device for the purpose of effecting the outcome of game	8	10	10	10	Nonperson
74-9809(g)	same		Tribal Gaming; Person 18 or older but less than 21 yrs of age, placing any wager or playing any class III game, gaming device or electronic game of chance at a tribal gaming facility	A	B	C	~	Nonperson
74-9809(h)(1)	(h)		Tribal Gaming Oversight; Knowingly use bogus or counterfeit chips or gaming billets; knowingly substitute and use in any game, cards or dice that have been marked, loaded or tampered with	8	10	10	10	Nonperson
74-9809(h)(2)	(h)		Tribal Gaming Oversight; Knowingly use other than a lawful coin or legal tender of the U.S.A., or one of a denomination not intended to be used in an electronic game of chance	8	10	10	10	Nonperson
74-9809(h)(3)	(h)		Tribal Gaming Oversight; Win or attempt to win by any trick or sleight of hand performance, or by a fraud or fraudulent scheme, cards, dice or device, money or property or a representative of either, or reduce or attempt to reduce a losing wager, in connection with tribal gaming in a value of \$100 or greater	8	10	10	10	Nonperson
74-9809(i)	same		Tribal Gaming Oversight; Unauthorized possession or use of any cheating or thieving device	8	10	10	10	Nonperson
74-9809(j)	same		Tribal Gaming Oversight; Unauthorized possession or use of any key or device designed for the purpose of or suitable for opening or entering any electronic game of chance or similar gaming device or drop box	8	10	10	10	Nonperson
74-9809(k)(1)	(k)		Tribal Gaming Oversight; Knowingly conduct, carry on, operate, deal or allow to be conducted, carried on or dealt, any cheating or thieving class III game or device	8	10	10	10	Nonperson
74-9809(k)(2)	(k)		Tribal Gaming Oversight; Knowingly deal, conduct, carry on, operate or expose for play, any class III game or games played with cards, dice or any mechanical or electronic device, or any combination of such, which have been marked or tampered with, placed in a condition, or operated in a manner, which results in public deception, or alters normal chance or results of the game	8	10	10	10	Nonperson

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					A	C	S	
74-9809(l)	same		Tribal Gaming Oversight; Knowingly use or possess any marked cards, loaded dice, plugged or tampered with machines or devices	8	10	10	10	Nonperson
74-9809(m)	same		Tribal Gaming Oversight; Possess any device, equipment or material known to have been manufactured, distributed, sold, tampered with or serviced in violation of the provisions of a tribal-state gaming compact	8	10	10	10	Nonperson
74-9809(n)	same		Tribal Gaming Oversight; Win money, property or representative of either, by any trick or sleight of hand performance, or by fraud or fraudulent scheme, cards, dice or device; or reduce or attempt to reduce a losing wager, in connection with tribal gaming in a value of less than \$100	A	B	C	~	Nonperson
75-1128	same		Public Officers & Employees; Municipal Accounting Board; unlawfully acting as licensed public accountant	U	U	C	~	Nonperson
75-1130	same		Public Officers & Employees; Municipal Accounting Board; penalties for violation of act	U	U	C	~	Nonperson
75-1223(a)	same		Public Officers & Employees; Architectural Services; penalty for violation of act	C	C	C	~	Nonperson
75-1232	same		Public Officers & Employees; Architectural Services; knowingly permit the use of, using or occupying a mobile home in violation of the provisions of this act	C	C	C	~	Nonperson
75-2207	75-2208		Public Officers & Employees; State Capitol; unauthorized removal of property from hall of house of representatives	U	U	C	~	Nonperson
75-2748	same		Public Officers & Employees; State Historical Society; Human skeletal remains violations	U	U	C	~	Nonperson
75-2749(a)	(c)		Public Officers & Employees; State Historical Society; failure to comply with notification requirements herein pertaining to a violation of K.S.A. 75-2748	U	U	C	~	Nonperson
75-2749(b)	(c)		Public Officers & Employees; State Historical Society; failure to comply with notification requirements herein pertaining to discovery of human skeletal remains	U	U	C	~	Nonperson
75-2953(a)	same		Public Officers & Employees; Civil Service; State employee using authority or official influence to compel another state employee to apply for or become member of organization, pay or promise to pay assessment or contribution or take part in political activity	C	C	C	~	Nonperson
75-2957	same		Public Officers & Employees; Civil Service; penalty for violation of act	U	U	C	~	Nonperson
75-3692(b)	(g)		Department of Administration; Disposition of certain state office buildings; state or local officials and affiliated persons; hold an interest, be employed by, represent or appear for any entity in purchase of property	A	B	C	~	Nonperson
75-3692(c)	(g)		Department of Administration; Disposition of certain state office buildings; state or local officials and affiliated persons; represent, appear or negotiate on behalf of any entity in proposal or bid to purchase property	A	B	C	~	Nonperson

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					A	C	S	
75-3692(d)	(g)		Department of Administration; Disposition of certain state office buildings; state or local officials and affiliated persons; hold an interest, be employed by, represent or appear for any entity in purchase of property within five years of termination of employment	A	B	C	~	Nonperson
75-3692(e)	(g)		Department of Administration; Disposition of certain state office buildings; state or local officials; solicit or accept any complimentary service or discount from an entity submitting a proposal to bid on or purchase property	A	B	C	~	Nonperson
75-3692(f)	(g)		Department of Administration; Disposition of certain state office buildings; state or local officials; influence or attempt to influence the secretary of administration in selling or conveying property	A	B	C	~	Nonperson
75-4228	same		Public Officers & Employees; Liability of Treasurer and Director of Accounts and Reports	***Unc/10	10	10	10	Nonperson
75-4229	same		Public Officers & Employees; State moneys; criminal liability of board members	U	U	C	~	Nonperson
75-4306(a)	same		Public Officers & Employees; Violation of K.S.A. 75-4304 or 75-4305, and amendments thereto, or failure to make any disclosure of substantial interests required by K.S.A. 75-4302a	B	C	C	~	Nonperson
75-4313	same		Public Officers & Employees; Unauthorized disbursement of funds	C	C	C	~	Nonperson
75-4314	same		Public Officers & Employees; Unlawful receipt of funds by a public official	***Unc/10	10	10	10	Nonperson
75-4315d(g)	same		Public Officers & Employees; Appointments; Unauthorized intentional disclosure of personal information of appointees	A	B	C	~	Nonperson
75-4316(b)	(c)		Public Officers & Employees; Unlawful discharge of public employee declaring or subjected to bankruptcy, wage earners' plan or similar proceeding	A	B	C	~	Nonperson
75-4508(a)	same		Public Officers & Employees; Violation of K.S.A. 75-4505, 75-4506 or 75-4507 or rules and regulations thereunder	U	U	C	~	Nonperson
75-5133(a)	(d)		Public Officers & Employees; Department of Revenue; unlawful to divulge licensure, registration and tax information	A	B	C	~	Nonperson
75-5145	same		Public Officers & Employees; Department of Revenue; unlawful for debt collection agency to utilize or divulge certain information	B	C	C	~	Nonperson
75-5226(a)	(b)		Public Officers & Employees; Department of Corrections; unlawful use of inmate labor	A	B	C	~	Nonperson
75-53,105(f)	same		Public Officers & Employees; Department for Children and Families; Unauthorized disclosure of records from KBI and FBI	A	B	C	~	Nonperson
75-7313(a)	(c)		Public Officers & Employees; State Long-Term Care Ombudsman; interference with lawful action or activity of ombudsman	C	C	C	~	Nonperson
75-7313(b)	(c)		Public Officers & Employees; State Long-Term Care Ombudsman; discriminatory, disciplinary or retaliatory action against individuals for communications with ombudsman prohibited	C	C	C	~	Nonperson

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					A	C	S	
75-7b15(e)	same		Private Investigative or Security Operations; Unreasonably fail to obey subpoena; refuse to be examined or to answer legal or pertinent question as to the character or qualification of applicant or licensee or such's business, business practices and methods or such violations	A	B	C	~	Nonperson
75-7c06(b)	same		Personal & Family Protection Act; Unauthorized disclosure of records pertaining to concealed handgun licensing	A	B	C	~	Nonperson
75-7c10(a)	(c)(1)		Concealed Handgun; Carrying concealed handgun into statutorily prohibited locations; 1st or 2nd offense	U	U	C	~	Nonperson
75-7c10(a)	(c)(1)		Concealed Handgun; Carrying concealed handgun into statutorily prohibited locations; 3rd or subs. offense	B	C	C	~	Nonperson
76-12b10(a)	(d)		State Institutions for the Intellectually Disabled; Willful deprivation of any of the rights protected by this section	C	C	C	~	Nonperson
76-2029	same		Historical Property; Penalty for violation of act	U	U	C	~	Nonperson
79-1015	same		Tax; Merchants, Manufacturers, Motor Vehicle Dealers & Certain Contractors; fail to register as required; fail to execute the bond before beginning the performance of any contract; violation of any other provision of this act	U	U	C	~	Nonperson
79-1119(b)	(e)		Tax; Banks, Banking Businesses, Trust Companies & Savings & Loan Assoc.; unlawful disclosure of information obtained under article 11, chapter 79 of the K.S.A.'s; unlawful employment for employees administering tax under article 11, chapter 79 of the K.S.A.'s	A	B	C	~	Nonperson
79-1408	same		Tax; Property Valuation, Equalizing Assessments, Appraisers & Assessment of Property; Willfully refuse to answer questions and interrogatories and take and subscribe the oath	U	U	C	~	Nonperson
79-1420	same		Tax; Property Valuation, Equalizing Assessments, Appraisers & Assessment of Property; Fraudulent listing or evasion by taxpayer	U	U	C	~	Nonperson
79-1426	same		Tax; Property Valuation, Equalizing Assessments, Appraisers & Assessment of Property; Failure of officer to list or properly value, assess or equalize property for taxation	U	U	C	~	Nonperson
79-1437g	same		Tax; Property Valuation, Equalizing Assessments, Appraisers & Assessment of Property; Falsifying the value of real estate transferred	U	U	C	~	Nonperson
79-1473	same		Tax; Property Valuation, Equalizing Assessments, Appraisers & Assessment of Property; Penalty for neglect of duty by county appraiser or employee	U	U	C	~	Nonperson
79-1966	same		Tax; Limitations on Tax Levies; penalty for violation of act by officer	U	U	C	~	Nonperson
79-2808	same		Tax; Judicial Foreclosure & Sale of Real Estate By County; willful certification to the director of accounts and reports any amount for which the county is not entitled to credit by any county treasurer	U	U	C	~	Nonperson
79-319a	same		Listing Property for Taxation; Unauthorized removal of buildings from delinquent real estate	U	U	C	~	Nonperson

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					A	C	S	
79-3228(e)	same		Tax; Income Tax; Fail to pay any tax or to make, render or sign any return, or to supply any information, within the time required by or under the provisions of this act, if done with fraudulent intent	U	U	C	~	Nonperson
79-3228(f)	same		Taxation; Income Tax; willfully sign a fraudulent return	***Unc/10	10	10	10	Nonperson
79-3234(b)	(e)		Tax; Income Tax; Unauthorized disclosure of information obtained under the Kansas income tax act; unlawful employment for employees administering tax under provisions of the Kansas Income Tax Act	A	B	C	~	Nonperson
79-3234(c)	(e)		Tax; Income Tax; Unauthorized disclosure of information to certain specified entities and individual	A	B	C	~	Nonperson
79-3299	(c)		Tax; Income Tax; Intentional failure of employer, payer, person or organization deducting and withholding tax to furnish a statement to an employee or payee as required	U	U	C	~	Nonperson
79-3321(a)	79-3322		Cigarettes & Tobacco Products; Unauthorized possession of more than 200 cigarettes without the required tax indicia	U	U	C	~	Nonperson
79-3321(b)	79-3322		Cigarettes & Tobacco Products; Mutilate or attach a mutilated or previously used stamp to any package of cigarettes; possession of any mutilated stamps	U	U	C	~	Nonperson
79-3321(c)	79-3322		Cigarettes & Tobacco Products; Prevent a full inspection as authorized by this act	U	U	C	~	Nonperson
79-3321(d)	79-3322		Cigarettes & Tobacco Products; Use any artful device or deceptive practice to conceal any violation of this act or to mislead one charged with the enforcement of this act	U	U	C	~	Nonperson
79-3321(e)	79-3322		Cigarettes & Tobacco Products; Dealer; Fail to produce records or invoices required to be kept	U	U	C	~	Nonperson
79-3321(f)	79-3322		Cigarettes & Tobacco Products; Knowingly make, use, or present any falsified invoice or falsely state the nature or quantity of the goods therein invoiced	U	U	C	~	Nonperson
79-3321(g)	79-3322		Cigarettes & Tobacco Products; Dealer; fail or refuse to keep and preserve all records as required	U	U	C	~	Nonperson
79-3321(h)	79-3322		Cigarettes & Tobacco Products; Wholesale cigarettes to any unauthorized person	U	U	C	~	Nonperson
79-3321(i)	79-3322		Cigarettes & Tobacco Products; Possess evidence of tax indicia not purchased from the director	U	U	C	~	Nonperson
79-3321(j)	79-3322		Cigarettes & Tobacco Products; Fail or refuse to permit inspection of a carrier transporting cigarettes	U	U	C	~	Nonperson
79-3321(k)	79-3322		Cigarettes & Tobacco Products; Vend small cigars, or a product that can be confused with cigarettes, from a machine vending cigarettes; build a vending machine to vend cigars or products that may be confused with cigarettes, that may be attached to a cigarette vending machine	U	U	C	~	Nonperson
79-3321(l)	79-3322		Cigarettes & Tobacco Products; Sell, furnish or distribute cigarettes, electronic cigarettes or tobacco to person under 18	U	U	C	~	Nonperson
79-3321(m)	79-3322		Cigarettes & Tobacco Products; Purchase or attempted purchase of cigarettes, electronic cigarettes or tobacco by a person under 18 yrs of age	U	U	C	~	Nonperson
79-3321(n)	79-3322		Cigarettes & Tobacco Products; Possession or attempted possession of cigarettes, electronic cigarettes or tobacco by a person under 18 yrs of age	U	U	C	~	Nonperson
79-3321(o)	79-3322		Cigarettes & Tobacco Products; Sell cigarettes without Kansas tax indicia or without paying Kansas cigarette tax, to a retailer or at retail	U	U	C	~	Nonperson

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					A	C	S	
79-3321(p)	79-3322		Cigarettes & Tobacco Products; Sell cigarettes without having a license	U	U	C	~	Nonperson
79-3321(q)	79-3322		Cigarettes & Tobacco Products; Sell a vending machine without a vending machine distributor's license	U	U	C	~	Nonperson
79-3321(r)	79-3322		Cigarettes & Tobacco Products; Retail dealer; fail to post and maintain notice as required	U	U	C	~	Nonperson
79-3321(s)	79-3322		Cigarettes & Tobacco Products; Unauthorized distribution of samples within 500 feet of any school when such facility is being used primarily by persons under 18 yrs of age	U	U	C	~	Nonperson
79-3321(t)	79-3322		Cigarettes & Tobacco Products; Unauthorized sale of cigarettes, electronic cigarettes or tobacco products by means of a vending machine in any establishment, or portion of an establishment, open to minors	U	U	C	~	Nonperson
79-3321(u)	79-3322		Cigarettes & Tobacco Products; Unauthorized sale of cigarettes, electronic cigarettes or tobacco products by means of a self-service display in any establishment, or portion of an establishment	U	U	C	~	Nonperson
79-3321(v)	79-3322		Cigarettes & Tobacco Products; Unauthorized sale, distribution, acquisition, possession, transportation, or importation of certain cigarettes within this state	U	U	C	~	Nonperson
79-3321(w)	79-3322		Cigarettes & Tobacco Products; Alter the package of any cigarettes, prior to sale or distribution to the ultimate consumer, to remove, conceal or obscure certain labels or health warnings	U	U	C	~	Nonperson
79-3321(x)	79-3322		Cigarettes & Tobacco Products; Affix a stamp required pursuant to K.S.A. 79-3311 to the package of any cigarettes described in subsection (v) or altered in violation of subsection (w)	U	U	C	~	Nonperson
79-3322(b)(1)(A)	same		Cigarettes & Tobacco Products; Sell, give, furnish cigarettes or tobacco to person under 18 yrs of age	B	C	C	~	Nonperson
79-3322(b)(1)(B)	same		Cigarettes & Tobacco Products; Buy cigarettes or tobacco for a person under 18 yrs of age	B	C	C	~	Nonperson
79-333	same		Listing Property for Taxation; Knowingly giving a false or fraudulent list, schedule or statement; temporarily convert any taxable property into property not taxable, to prevent such property from being listed, or to evade the payment of taxes	U	U	C	~	Nonperson
79-3333(a)	(i)		Cigarettes & Tobacco Products; Retailer; unlicensed sale of cigarette and tobacco products act	8	10	10	10	Nonperson
79-3333(b)	(i)		Cigarettes & Tobacco Products; Sale of cigarettes without Kansas cigarette tax stamp affixed to package	U	U	C	~	Nonperson
79-3333(c)	(i)		Cigarettes & Tobacco Products; Fail of retail cigarette dealer to register, file sales tax returns or remit taxes owed for the sale of cigarettes over the internet, telephone or other mail order transaction	U	U	C	~	Nonperson
79-3333(d)	(i)		Cigarettes & Tobacco Products; Retailer; sale of cigarettes via internet, telephone or mail without proper certification	8	10	10	10	Nonperson
79-3333(e)	(i)		Cigarettes & Tobacco Products; Retailer; failure to verify date of birth or age of the purchaser	8	10	10	10	Nonperson
79-3333(f)	(i)		Cigarettes & Tobacco Products; Fail to comply with documentation requirements involving the sale of cigarettes through the internet or other mail order transaction	U	U	C	~	Nonperson
79-3333(g)	(i)		Cigarettes & Tobacco Products; Fail to comply with packaging requirements when shipping	U	U	C	~	Nonperson

Kansas Criminal Code
FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
79-337	same		Listing Property for Taxation; Failure of Owner, lessee or operator of park or land to notify assessor of all mobile and manufactured homes located in park or on land	C	C	C	~	Nonperson
79-339	same		Listing Property for Taxation; Failure of Owner, lessee or operator of dock to notify assessor of watercraft on dock and owners of such	C	C	C	~	Nonperson
79-34,103	same		Taxation; Motor Vehicle Fuel Taxes; Penalty for violation of act	U	U	C	~	Nonperson
79-34,122	same		Taxation; Motor Vehicle Fuel Taxes; Willfully make a false statement or knowingly present a fraudulent receipt for the sale of motor fuel, for the purpose of obtaining or attempting to obtain a credit or refund or reduction of liability for taxes	U	U	C	~	Nonperson
79-3464e(a)(1)	(b)		Taxation; Motor Vehicle Fuel Taxes; Use, sell, manufacture or deliver any motor-vehicle fuels or special fuels at any place without having a valid, unsuspended and unrevoked license	U	U	C	~	Nonperson
79-3464e(a)(10)	(c)		Taxation; Motor Vehicle Fuel Taxes; falsify, forge or willfully conceal any required books, papers, or records	10	10	10	10	Nonperson
79-3464e(a)(11)	(c)		Taxation; Motor Vehicle Fuel Taxes; knowingly submit a false or forged application for licensure	10	10	10	10	Nonperson
79-3464e(a)(12)	(c)		Taxation; Motor Vehicle Fuel Taxes; knowingly make any false/forged application for a refund permit or claim for refund; knowingly make any false statement in application for a refund permit, or in any claim for a refund	10	10	10	10	Nonperson
79-3464e(a)(13)	(c)		Taxation; Motor Vehicle Fuel Taxes; Present, or cause to be presented, to the director for credit, or for refund, any false, forged or altered invoice of refund	10	10	10	10	Nonperson
79-3464e(a)(14)	(c)		Taxation; Motor Vehicle Fuel Taxes; falsify, forge or alter any documents associated with the use, sale, manufacture or delivery of any motor fuels	10	10	10	10	Nonperson
79-3464e(a)(15)	(c)		Taxation; Motor Vehicle Fuel Taxes; deliver or accept delivery of any motor fuel with intent to evade the obligation of collecting, remitting or accounting for motor fuel tax to this state, knowing that such fuel was intended to be delivered to a tax exempt entity or to a location outside the state of Kansas	10	10	10	10	Nonperson
79-3464e(a)(16)	(c)		Taxation; Motor Vehicle Fuel Taxes; use dyed fuel other than for a nontaxable use	10	10	10	10	Nonperson
79-3464e(a)(17)	(c)		Taxation; Motor Vehicle Fuel Taxes; willfully alter/attempt to alter, the strength or composition of any dye in any dyed fuel	10	10	10	10	Nonperson
79-3464e(a)(18)	(c)		Taxation; Motor Vehicle Fuel Taxes; aid and abet in violations contained in paragraphs (10) through (17)	10	10	10	10	Nonperson
79-3464e(a)(2)	(b)		Taxation; Motor Vehicle Fuel Taxes; Fail, neglect or refuse to render to the director at the director's office, any report or statement required, within the time required	U	U	C	~	Nonperson
79-3464e(a)(3)	(b)		Taxation; Motor Vehicle Fuel Taxes; Fail, neglect or refuse to pay the director, any tax, taxes, interest or penalties for which such person is liable, within the time required	U	U	C	~	Nonperson

Kansas Criminal Code
FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
79-3464e(a)(4)	(b)		Taxation; Motor Vehicle Fuel Taxes; Fail, neglect or refuse to keep and maintain or to make fully and freely accessible during business hours to certain people, all books, papers and records as required	U	U	C	~	Nonperson
79-3464e(a)(5)	(b)		Taxation; Motor Vehicle Fuel Taxes; Use any motor fuels purchased as exempt in a taxable manner	U	U	C	~	Nonperson
79-3464e(a)(6)	(b)		Taxation; Motor Vehicle Fuel Taxes; Sell, receive or transport motor fuels without proper and correct manifests	U	U	C	~	Nonperson
79-3464e(a)(7)	(b)		Taxation; Motor Vehicle Fuel Taxes; Sell or hold for sale dyed fuel that such person knows or has reason to know will not be used for a nontaxable purpose	U	U	C	~	Nonperson
79-3464e(a)(8)	(b)		Taxation; Motor Vehicle Fuel Taxes; Violate any other provision of this act not specified in this section	U	U	C	~	Nonperson
79-3464e(a)(9)	(b)		Taxation; Motor Vehicle Fuel Taxes; Aid and abet in violations contained in paragraphs (1) through (8)	U	U	C	~	Nonperson
79-3606(aaa)	same		Retailers' Sales Tax; Nonprofit Religious Organization; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3606(cc)	same		Retailers' Sales Tax; Manufacturing, non-manufacturing, or retail business exemption for construction, remodeling or expansion pursuant to requirements of K.S.A. 74-50,115; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3606(ccc)	same		Retailers' Sales Tax; Nonprofit Primary Care Clinic or Health Center; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3606(d)	same		Retailers' Sales Tax; Public Buildings; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3606(e)	same		Retailers' Sales Tax; Federal Projects; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3606(ffff)	same		Retailers' Sales Tax; Sheltered Living, Inc.; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3606(hhhh)	same		Retailers' Sales Tax; NAICS subsectors; contractor use or disposal of materials purchased under tax exempt certification for purpose not authorized without payment of tax	U	U	C	~	Nonperson
79-3606(iii)	same		Retailers' Sales Tax; 501(c)(3) Charitable Organization; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3606(iiii)	same		Retailers' Sales Tax; Wichita Children's Home; contractor use or disposal of materials purchased under tax exempt certification for purpose not authorized without payment of tax	U	U	C	~	Nonperson
79-3606(qqq)	same		Retailers' Sales Tax; TLC for Children and Families Inc.; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson

Kansas Criminal Code
FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
79-3606(sss)	same		Retailers' Sales Tax; Catholic charities or Youthville; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3606(ttt)	same		Retailers' Sales Tax; Nonprofit Museum; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3606(uuu)	same		Retailers' Sales Tax; Kansas Children's Service League; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3606(xx)	same		Retailers' Sales Tax; Nonprofit Zoo; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3606(xxx)	same		Retailers' Sales Tax; Booth Theatre Foundation; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3606(yyy)	same		Retailers' Sales Tax; TLC Charities Foundation Inc.; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3606e	same		Retailers' Sales Tax; Kiowa County Disaster; contractor use of or disposal of materials purchased under tax exempt certificate for purpose not authorized by certificate without payment of tax	U	U	C	~	Nonperson
79-3651(g)	same		Retailers' Sales Tax; Willfully and intentionally refuse to pay tax to retailer for purchase of tangible personal property or services	U	U	C	~	Nonperson
79-4225(d)	same		Mineral Severance Tax; Fail to make a return, or pay tax; make a false or fraudulent return; fail to keep required books or records; willful violation of any rules and regulations of this act; aid and abet another in attempting to evade the payment of any tax; violation of any other provisions of this act	C	C	C	~	Nonperson
79-4513	same		Homestead Property Tax Refunds; Fraudulently filing excessive homestead property tax claim	B	C	C	~	Nonperson
79-5114a	same		Taxation; Motor Vehicles; failing, with fraudulent intent, to pay the tax imposed pursuant to K.S.A. 79-5101	U	U	C	~	Nonperson
79-5208	same		Taxation; Marijuana & Controlled substances; dealer distributing or possessing marijuana or controlled substances without affixing the appropriate stamps, labels or other indicia	10	10	10	10	Nonperson
80-1208	same		Townships & Township Officers; Prairie Dogs, Moles & Gophers; penalty for trustee or board of county commissioners failure to perform duties	U	U	C	~	Nonperson
80-408	same		Townships & Township Officers; Penalty for failure of treasurer or trustee to make statement or to perform duty	U	U	C	~	Nonperson
80-409	same		Townships & Township Officers; Penalty for taking down or destroying statement	U	U	C	~	Nonperson
80-411	same		Townships & Township Officers; Penalty for violation of act	U	U	C	~	Nonperson
82-170	same		Warehouses; Warehouse Receipts; warehousemen; penalty for violation of act	U	U	C	~	Nonperson
82a-1214	same		Waters & Watercourses; Groundwater Exploration & Protection; penalty for violations of act	B	C	C	~	Nonperson

Kansas Criminal Code
FELONY and MISDEMEANOR OFFENSES - NUMERICALLY BY STATUTE NUMBER

Statute Number Violated	Statutory Penalty Section	Registration Required "R"	Statute Description	Severity Level / Class	Attempt, Conspiracy & Solicitation			Person Nonperson/ Select
					A	C	S	
82a-1423	same		Waters & Watercourses; Conduct a weather modification activity without license and permit; knowingly make a false statement in an application for a license or permit; fail to file any report or reports as required; conduct any weather modification activity after a license is revoked or a permit is denied, revoked, modified or temporarily suspended; violation of any other provisions of this act	B	C	C	~	Nonperson
82a-305a	same		Waters & Watercourses; Obstructions in Streams; penalty for violation of act	C	C	C	~	Nonperson
82a-728(a)	(b)(1)		Waters & Watercourses; Appropriation of Water for Beneficial Use; unauthorized appropriation of water	C	C	C	~	Nonperson
82a-732(b)	same		Waters & Watercourses; Appropriation of Water for Beneficial Use; file water use report or other documents required knowing it to contain any false information as to a material matter	C	C	C	~	Nonperson
83-149	same		Weights & Measures; Violation of any of the provisions of article 1 of chapter 83 of the Kansas Statutes Annotated	A	B	C	~	Nonperson
83-154	same		Weights & Measures; Falsely making or altering scale ticket or other written records	A	B	C	~	Nonperson
83-155	same		Weights & Measures; Fail to comply with requirements pertaining to scale ticket or written record relating to weights	A	B	C	~	Nonperson
83-208	same		Weights & Measures; Standards & Enforcement; interfere with an inspection; fail to produce, upon demand, all weights, measures, balances or measuring devices for use in manufacture or trade	A	B	C	~	Nonperson
83-220	same		Weights & Measures; Standards & Enforcement; violation of any of the provisions of article 2 of chapter 83 of the Kansas Statutes Annotated	A	B	C	~	Nonperson
83-311	same		Weights & Measures; Scales; Violate or fail to comply with any of the provisions of K.S.A. 83-301 through 83-311 and K.S.A. 83-321 through 83-325	A	B	C	~	Nonperson
83-410	same		Weights & Measures; Dispensing Devices; violate or fail to comply with any of the provisions of K.S.A. 83-401 through 83-410	A	B	C	~	Nonperson

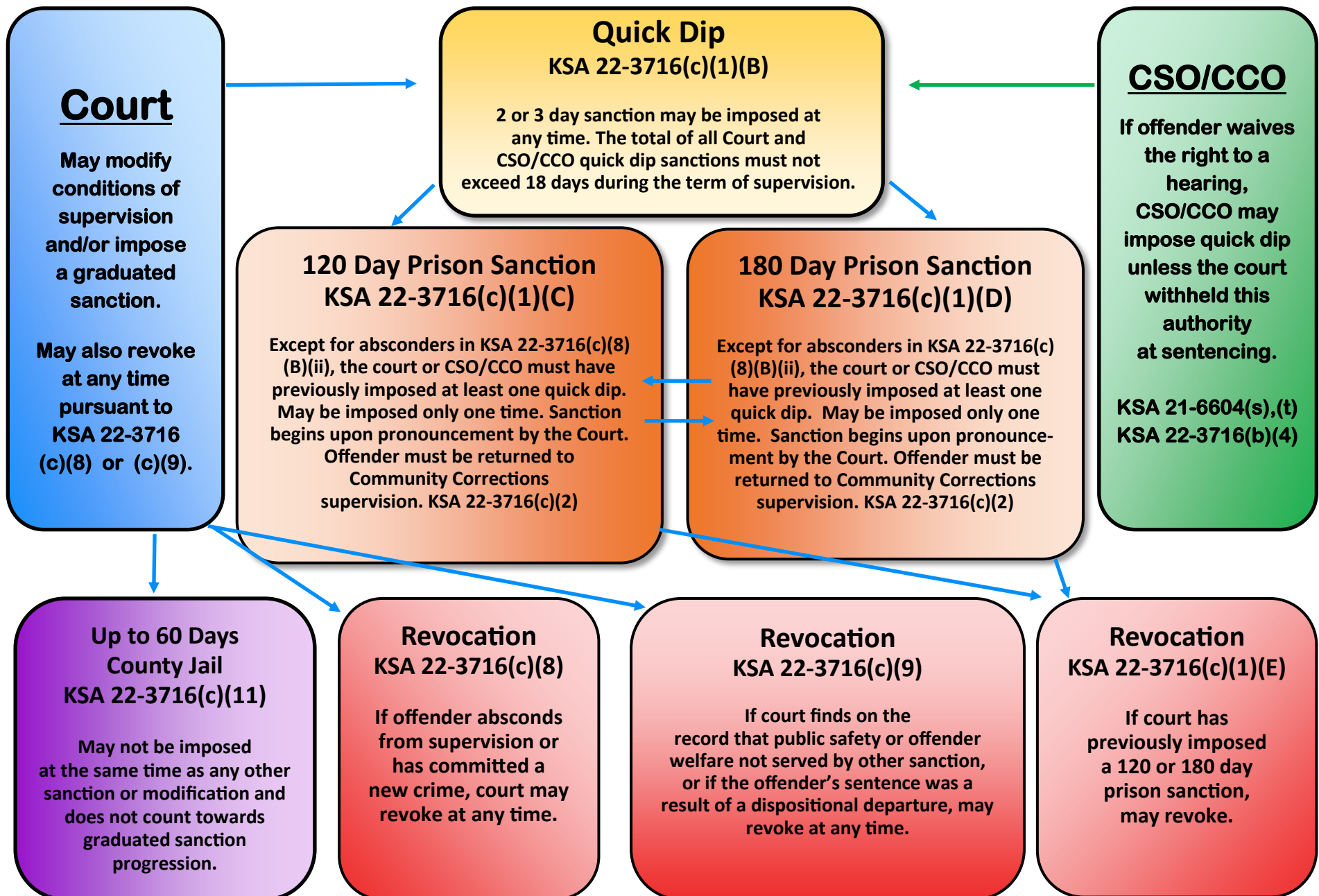
APPENDIX E

HB 2170 FLOWCHART

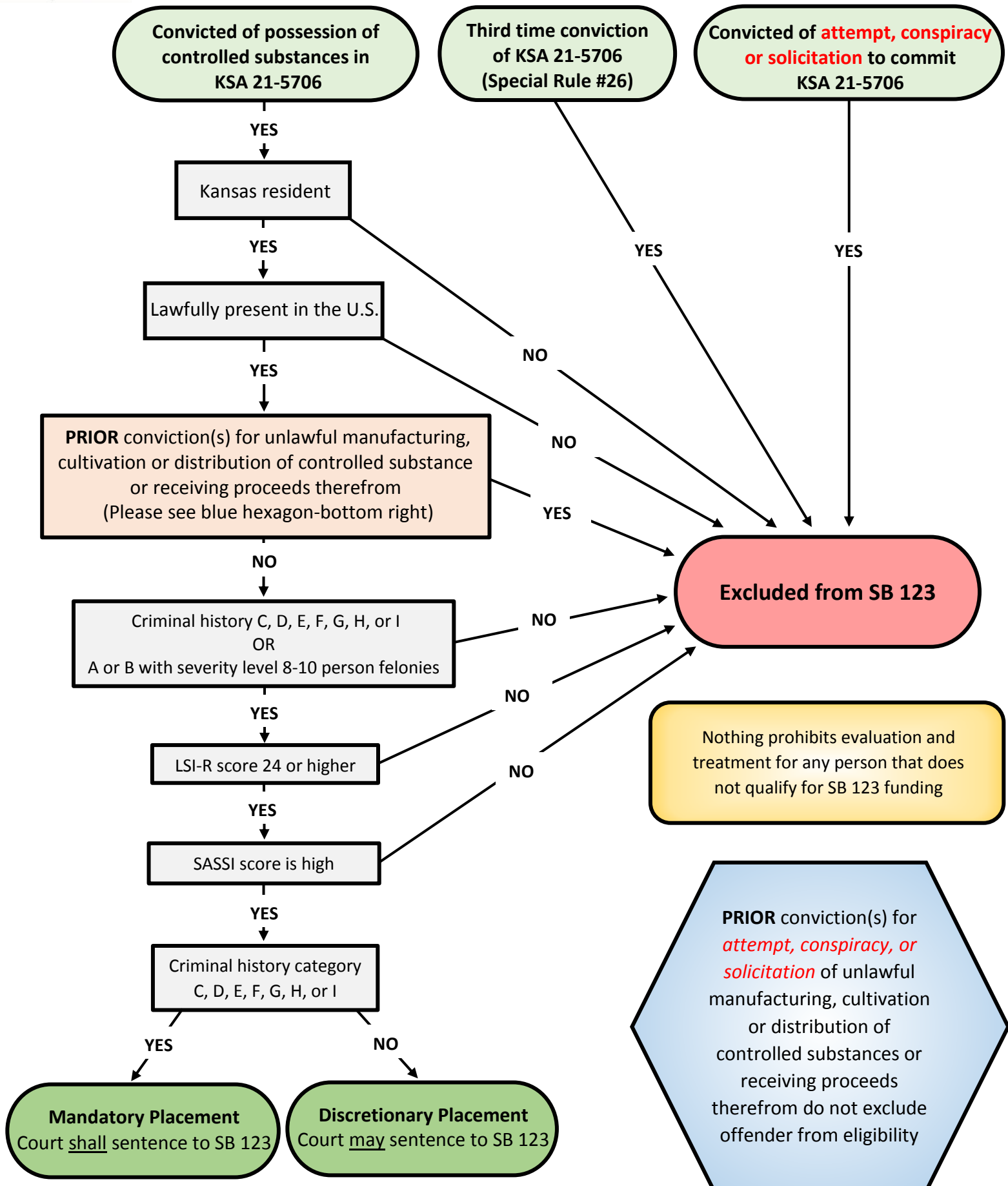
SB 123 FLOWCHART

SENTENCING GRIDS

Graduated Felony Sanctions as of July 1, 2018



2003 SB 123 ELIGIBILITY (KSA 21-6824)



SENTENCING RANGE – NONDRUG OFFENSES

Category →	A	B	C	D	E	F	G	H	I
Severity Level ↓	3 + Person Felonies	2 Person Felonies	1 Person & 1 Nonperson Felonies	1 Person Felony	3 + Nonperson Felonies	2 Nonperson Felonies	1 Nonperson Felony	2 + Misdemeanor	1 Misdemeanor No Record
I	653 620 592	618 586 554	285 272 258	267 253 240	246 234 221	226 214 203	203 195 184	186 176 166	165 155 147
II	493 467 442	460 438 416	216 205 194	200 190 181	184 174 165	168 160 152	154 146 138	138 131 123	123 117 109
III	247 233 221	228 216 206	107 102 96	100 94 89	92 88 82	83 79 74	77 72 68	71 66 61	61 59 55
IV	172 162 154	162 154 144	75 71 68	69 66 62	64 60 57	59 56 52	52 50 47	48 45 42	43 41 38
V	136 130 122	128 120 114	60 57 53	55 52 50	51 49 46	47 44 41	43 41 38	38 36 34	34 32 31
VI	46 43 40	41 39 37	38 36 34	36 34 32	32 30 28	29 27 25	26 24 22	21 20 19	19 18 17
VII	34 32 30	31 29 27	29 27 25	26 24 22	23 21 19	19 18 17	17 16 15	14 13 12	13 12 11
VIII	23 21 19	20 19 18	19 18 17	17 16 15	15 14 13	13 12 11	11 10 9	11 10 9	9 8 7
IX	17 16 15	15 14 13	13 12 11	13 12 11	11 10 9	10 9 8	9 8 7	8 7 6	7 6 5
X	13 12 11	12 11 10	11 10 9	10 9 8	9 8 7	8 7 6	7 6 5	7 6 5	7 6 5

Probation Terms are:

36 months recommended for felonies classified in Severity Levels 1-5

24 months recommended for felonies classified in Severity Levels 6-7

18 months (up to) for felonies classified in Severity Level 8

12 months (up to) for felonies classified in Severity Levels 9-10

Postrelease Supervision Terms are:

36 months for felonies classified in Severity Levels 1-4

24 months for felonies classified in Severity Levels 5-6

12 months for felonies classified in Severity Levels 7-10

Postrelease for felonies committed before 4/20/95 are:

24 months for felonies classified in Severity Levels 1-6

12 months for felonies classified in Severity Level 7-10

LEGEND
Presumptive Probation
Border Box
Presumptive Imprisonment

SENTENCING RANGE- DRUG OFFENSES

Categories→	A	B	C	D	E	F	G	H	I
Severity Level ↓	3 + Person Felonies	2 Person Felonies	1 Person & 1 Nonperson Felony	1 Person Felony	3 + Nonperson Felonies	2 Nonperson Felonies	1 Nonperson Felony	2 + Misdemeanors	1 Misdemeanor No Record
I	204 194 185	196 186 176	187 178 169	179 170 161	170 162 154	167 158 150	162 154 146	161 150 142	154 146 138
II	144 136 130	137 130 122	130 123 117	124 117 111	116 111 105	113 108 101	110 104 99	108 100 96	103 98 92
III	83 78 74	77 73 68	72 68 65	68 64 60	62 59 55	59 56 52	57 54 51	54 51 49	51 49 46
IV	51 49 46	47 44 41	42 40 37	36 34 32	32 30 28	26 24 23	23 22 20	19 18 17	16 15 14
V	42 40 37	36 34 32	32 30 28	26 24 23	22 20 18	18 17 16	16 15 14	14 13 12	12 11 10

Presumptive Probation

Border Box

Presumptive Imprisonment

•Fines not to exceed \$500,000 (SL1-SL2), \$300,000 (SL3-SL4), \$100,000 (SL5)

•Severity level of offense increases one level if controlled substance or analog is distributed or possessed w/ intent to distribute on or w/in 1000 ft of any school property.

Distribute or Possess w/ intent to Distribute									
Levels	Cocaine	Meth & Heroin	Marijuana	Manufacture (all)	Cultivate	Dosage Units	Postrelease	Probation	Good Time
I	≥ 1 kg	≥ 100 g	≥ 30 kg	2nd or Meth	>100 plants	>1000	36	36	15%
II	100 g - 1 kg	3.5 g - 100 g	450 g - 30 kg	1st	50-99 plants	100-999	36	36	15%
III	3.5 g - 100 g	1 g - 3.5 g	25 g - 450 g		5-49 plants	10-99	36	36	**20%
IV	< 3.5 g	< 1 g	< 25 g			<10	24	≤ 18	20%
V	Possession	Possession	Possession-3rd offense				12	*≤12	20%

* ≤ 18 months for 2003 SB123 offenders

*** Retroactive application for offense committed on or after July 1, 2012