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MEMORANDUM

To: House Committee on Corrections and Juvenile Justice

From: Office of Revisor of Statutes

Date: February 11, 2021

Subject: Bill Brief on HB 2191

HB 2191 increases the criminal penalties for riot and incitement to riot when the crime occurs in a correctional facility

Current law in K.S.A. 21-6201 makes riot a class A person misdemeanor and incitement to riot a severity level 8, person felony. This bill would increase the penalty for riot to a severity level 8, person felony if the riot occurs in a correctional facility, and it would increase the penalty for incitement to riot to a severity level 6, person felony if the incitement to riot occurs in a correctional facility.

The bill defines correctional facility as a jail or correctional institution as defined in K.S.A. 75-5202, which includes the facilities under the control of the department of corrections.