

HOUSE BILL No. 2655

By Committee on Judiciary

2-7

Proposed Balloon Amendment
2012 HB 2655
February 20, 2012
Office of Revisor of Statutes

1 AN ACT concerning crimes and punishments; relating to interference with
2 judicial process; amending K.S.A. 2011 Supp. 21-5905 and repealing
3 the existing section.
4

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

6 Section 1. K.S.A. 2011 Supp. 21-5905 is hereby amended to read as
7 follows: 21-5905. (a) Interference with the judicial process is:

- 8 (1) Communicating with any judicial officer in relation to any matter
- 9 which is or may be brought before such judge, magistrate, master or juror
- 10 with intent improperly to influence such officer;
- 11 (2) committing any of the following acts, with intent to influence,
- 12 impede or obstruct the finding, decision, ruling, order, judgment or decree
- 13 of such judicial officer or prosecutor on any matter then pending before the
- 14 officer or prosecutor:

- 15 (A) Communicating in any manner a threat of violence to any judicial
- 16 officer or any prosecutor;
- 17 (B) harassing a judicial officer or a prosecutor by repeated
- 18 vituperative communication; or
- 19 (C) picketing, parading or demonstrating near such officer's or
- 20 prosecutor's residence or place of abode;
- 21 (3) picketing, parading or demonstrating in or near a building housing
- 22 a judicial officer or a prosecutor with intent to impede or obstruct the
- 23 finding, decision, ruling, order, judgment or decree of such judicial officer
- 24 or prosecutor on any matter then pending before the officer or prosecutor;
- 25 (4) knowingly accepting or agreeing to accept anything of value as
- 26 consideration for a promise:

- 27 (A) Not to initiate or aid in the prosecution of a person who has
- 28 committed a crime; or
- 29 (B) to conceal or destroy evidence of a crime; or

30 ~~(5) knowingly altering, destroying, mutilating, concealing, covering-~~
31 ~~up, falsifying or making a false entry in any record, document or tangible~~
32 ~~object with the intent to impede, obstruct or influence the investigation or~~
33 ~~proper administration of any matter within the jurisdiction of any state~~
34 ~~department or agency, or any case filed in state court or in relation to or~~
35 ~~contemplation of any such matter or case; or~~

(5) (6) when performed by a person summoned or sworn as a juror in

(5) knowingly or intentionally in an official criminal proceeding or investigation:

- (A) inducing a witness or informant to withhold or unreasonably delay in producing any testimony, information, document or thing;
- (B) withholding or unreasonably delaying in producing any testimony, information, document or thing after a court orders the production of such testimony, information, document or thing;
- (C) altering, damaging, removing or destroying any record, document or thing, with the intent to prevent it from being produced or used as evidence; or
- (D) making, presenting or using a false record, document or thing with the intent that the record, document or thing, material to such official criminal proceeding or investigation, appear in evidence to mislead a justice, judge, magistrate, master or law enforcement officer; or