

HOUSE BILL No. 2459

By Committee on Corrections and Juvenile Justice

1-14

1 AN ACT concerning crimes, punishment and criminal procedure; relating
2 to unlawfully tampering with electronic monitoring equipment;
3 amending K.S.A. 2015 Supp. 21-6322 and repealing the existing
4 section.

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

7 Section 1. K.S.A. 2015 Supp. 21-6322 is hereby amended to read as
8 follows: 21-6322. (a) Unlawfully tampering with electronic monitoring
9 equipment is, knowingly and without authorization, removing, disabling,
10 altering, tampering with, damaging or destroying any electronic
11 monitoring equipment used pursuant to court-ordered supervision or as a
12 condition of postrelease supervision or parole.

13 (b) Unlawfully tampering with electronic monitoring equipment is a:

14 (1) Severity level 6, nonperson felony *in the case of electronic*
15 *monitoring equipment used pursuant to court-ordered supervision or as a*
16 *condition of postrelease supervision or parole for any nondrug severity*
17 *level 1 through 5 felony or any drug severity level 1 or 2 felony;*

18 (2) *severity level 8, nonperson felony in the case of electronic*
19 *monitoring equipment used pursuant to court-ordered supervision or as a*
20 *condition of postrelease supervision or parole for any nondrug severity*
21 *level 6 through 8 felony or any drug severity level 3 felony;*

22 (3) *severity level 10, nonperson felony in the case of electronic*
23 *monitoring equipment used pursuant to court-ordered supervision or as a*
24 *condition of postrelease supervision or parole for any nondrug severity*
25 *level 9 or 10 felony, any nongrid felony or any drug severity level 4 or 5*
26 *felony;*

27 (4) *class A nonperson misdemeanor in the case of electronic*
28 *monitoring equipment used pursuant to court-ordered supervision or as a*
29 *condition of postrelease supervision or parole for any misdemeanor or*
30 *used pursuant to court-ordered supervision in any civil case.*

31 Sec. 2. K.S.A. 2015 Supp. 21-6322 is hereby repealed.

32 Sec. 3. This act shall take effect and be in force from and after its
33 publication in the statute book.