

**SENATE BILL No. 355**

By Committee on Judiciary

2-3

1 AN ACT concerning crimes, punishment and criminal procedure; relating  
2 to prohibiting psychiatric or psychological examinations; victims of  
3 certain sex offenses *crimes*.

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

6 Section 1. (a) ~~The provisions of this section shall apply only in a~~  
7 ~~prosecution for:~~

8 (1) ~~Rape, as defined in K.S.A. 2019 Supp. 21-5503, and amendments~~  
9 ~~thereto;~~

10 (2) ~~indecent liberties with a child, as defined in K.S.A. 2019 Supp.~~  
11 ~~21-5506(a), and amendments thereto;~~

12 (3) ~~aggravated indecent liberties with a child, as defined in K.S.A.~~  
13 ~~2019 Supp. 21-5506(b), and amendments thereto;~~

14 (4) ~~criminal sodomy, as defined in K.S.A. 2019 Supp. 21-5504(a)(3)~~  
15 ~~and (4), and amendments thereto;~~

16 (5) ~~aggravated criminal sodomy, as defined in K.S.A. 2019 Supp. 21-~~  
17 ~~5504(b), and amendments thereto;~~

18 (6) ~~aggravated indecent solicitation of a child, as defined in K.S.A.~~  
19 ~~2019 Supp. 21-5508(b), and amendments thereto;~~

20 (7) ~~sexual exploitation of a child, as defined in K.S.A. 2019 Supp. 21-~~  
21 ~~5510, and amendments thereto;~~

22 (8) ~~aggravated sexual battery, as defined in K.S.A. 2019 Supp. 21-~~  
23 ~~5505(b), and amendments thereto;~~

24 (9) ~~incest, as defined in K.S.A. 2019 Supp. 21-5604(a), and~~  
25 ~~amendments thereto;~~

26 (10) ~~aggravated incest, as defined in K.S.A. 2019 Supp. 21-5604(b),~~  
27 ~~and amendments thereto;~~

28 (11) ~~indecent solicitation of a child, as defined in K.S.A. 2019 Supp.~~  
29 ~~21-5508(a), and amendments thereto;~~

30 (12) ~~aggravated assault, as defined in K.S.A. 2019 Supp. 21-5412(b),~~  
31 ~~and amendments thereto, with intent to commit any crime specified above;~~

32 (13) ~~sexual battery, as defined in K.S.A. 2019 Supp. 21-5505(a), and~~  
33 ~~amendments thereto;~~

34 (14) ~~unlawful voluntary sexual relations, as defined in K.S.A. 2019~~  
35 ~~Supp. 21-5507, and amendments thereto;~~

36 (15) ~~aggravated human trafficking, as defined in K.S.A. 2019 Supp.~~

1 ~~21-5426(b)(2), (4) and (5), and amendments thereto;~~

2 ~~(16) commercial sexual exploitation of a child, as defined in K.S.A.~~  
3 ~~2019 Supp. 21-6422, and amendments thereto;~~

4 ~~(17) electronic solicitation, as defined in K.S.A. 2019 Supp. 21-5509,~~  
5 ~~and amendments thereto;~~

6 ~~(18) internet trading in child pornography, as defined in K.S.A. 2019~~  
7 ~~Supp. 21-5514(a), and amendments thereto;~~

8 ~~(19) aggravated internet trading in child pornography, as defined in~~  
9 ~~K.S.A. 2019 Supp. 21-5514(b), and amendments thereto; or~~

10 ~~(20) attempt, as defined in K.S.A. 2019 Supp. 21-5301, and~~  
11 ~~amendments thereto, or conspiracy, as defined in K.S.A. 2019 Supp. 21-~~  
12 ~~5302, and amendments thereto, to commit any crime specified above.~~

13 ~~(b)~~—In any prosecution for a crime ~~designated in subsection (a)~~, a  
14 court shall not require or order a complaining witness to submit to or  
15 undergo either a psychiatric or psychological examination.

16 ~~(e)(b)~~ As used in this section, "complaining witness" means an  
17 alleged victim of any crime ~~designated in subsection (a)~~, the prosecution  
18 of which is subject to this section.

19 ~~(d)(c)~~ This section shall be a part of and supplemental to the Kansas  
20 criminal code.

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