

## HOUSE BILL No. 2070

By Representatives Feuerborn and Vickrey

1-27

---

AN ACT relating to crimes and punishments; concerning littering; amending K.S.A. 21-3722 and repealing the existing section.

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

Section 1. K.S.A. 21-3722 is hereby amended to read as follows: 21-3722. (a) Littering is intentionally or recklessly depositing or causing to be deposited any object or substance into, upon or about:

~~(a)~~ (1) Any public street, highway, alley, road, right-of-way, park or other public place, or any lake, stream, watercourse, or other body of water, except by direction of some public officer or employee authorized by law to direct or permit such acts; or

~~(b)~~ (2) Any private property without the consent of the owner or occupant of such property.

(b) Littering is ~~a class C~~ *an unclassified misdemeanor punishable:*

(1) *Upon a first conviction by a fine of not less than \$250 nor more than \$1,000;*

(2) *upon a second conviction by a fine of not less than \$1,000 nor more than \$2,000; and*

(3) *upon a third or subsequent conviction by a fine of not less than \$2,000 nor more than \$4,000.*

(c) *In addition to the fines in subsection (b), a person convicted of littering shall be required to pick up litter at a time prescribed by and a place within the jurisdiction of the court:*

(1) *Upon a first conviction for not less than eight hours;*

(2) *upon a second conviction for not less than 16 hours; and*

(3) *upon a third or subsequent conviction for not less than 32 hours.*

Sec. 2. K.S.A. 21-3722 is hereby repealed.

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