

SENATE BILL No. 438

By Committee on Judiciary

2-4

AN ACT concerning crimes and punishment; creating the crime of automated teller machine robbery; aggravated automated teller machine robbery.

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

Section 1. (a) Automated teller machine robbery is the taking of property from the person or presence of another by force or threat of bodily harm to any person to effect a transaction at an automated teller machine.

(b) Automated teller machine robbery is a severity level 4, person felony.

(c) For the purpose of this section, "automated teller machine" means any electronic information processing device located in this state which accepts or dispenses cash in connection with a depositor's account or accounts.

(d) This section shall be part of and supplemental to the Kansas criminal code.

Sec. 2. (a) Aggravated automated teller machine robbery is an automated teller machine robbery, as defined by section 1, and amendments thereto, committed by a person who is armed with a dangerous weapon or who inflicts bodily harm upon any person in the course of such robbery.

(b) Aggravated automated teller machine robbery is a severity level 2, person felony.

(c) This section shall be part of and supplemental to the Kansas criminal code.

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