

Substitute for SENATE BILL No. 282

AN ACT concerning covered offenses and conduct giving rise to forfeiture; relating to fleeing or eluding; amending K.S.A. 2011 Supp. 60-4104 and repealing the existing section.

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

Section 1. K.S.A. 2011 Supp. 60-4104 is hereby amended to read as follows: 60-4104. Conduct and offenses giving rise to forfeiture under this act, whether or not there is a prosecution or conviction related to the offense, are:

- (a) All offenses which statutorily and specifically authorize forfeiture;
- (b) ~~violations of involving controlled substances, as described in~~ K.S.A. 2011 Supp. 21-5701 through 21-5717, and amendments thereto;
- (c) theft, *as defined in* K.S.A. 2011 Supp. 21-5801, and amendments thereto;
- (d) criminal discharge of a firearm, as defined in subsections (a)(1) and (a)(2) of K.S.A. 2011 Supp. 21-6308, and amendments thereto;
- (e) gambling, *as defined in* K.S.A. 2011 Supp. 21-6404, and amendments thereto, and commercial gambling, as defined in subsection (a)(1) of K.S.A. 2011 Supp. 21-6406, and amendments thereto;
- (f) counterfeiting, *as defined in* K.S.A. 2011 Supp. 21-5825, and amendments thereto;
- (g) ~~violations of~~ *unlawful possession of a scanning device or reencoder, as described in* K.S.A. 2011 Supp. 21-6108, and amendments thereto;
- (h) medicaid fraud, *as described in* K.S.A. 2011 Supp. 21-5925 through 21-5934, and amendments thereto;
- (i) an act or omission occurring outside this state, which would be a violation in the place of occurrence and would be described in this section if the act occurred in this state, whether or not it is prosecuted in any state;
- (j) an act or omission committed in furtherance of any act or omission described in this section including any inchoate or preparatory offense, whether or not there is a prosecution or conviction related to the act or omission;
- (k) any solicitation or conspiracy to commit any act or omission described in this section, whether or not there is a prosecution or conviction related to the act or omission;
- (l) ~~violations of~~ *furtherance of terrorism or illegal use of weapons of mass destruction, as described in* K.S.A. 2011 Supp. 21-5423, and amendments thereto;
- (m) unlawful conduct of dog fighting and unlawful possession of dog fighting paraphernalia, as defined in subsections (a) and (b) of K.S.A. 2011 Supp. 21-6414, and amendments thereto;
- (n) unlawful conduct of cockfighting and unlawful possession of cockfighting paraphernalia, as defined in subsections (a) and (b) of K.S.A. 2011 Supp. 21-6417, and amendments thereto;
- (o) prostitution, *as defined in* K.S.A. 2011 Supp. 21-6419, and amendments thereto, promoting prostitution, *as defined in* K.S.A. 2011 Supp. 21-6420, and amendments thereto, and patronizing a prostitute, *as defined in* K.S.A. 2011 Supp. 21-6421, and amendments thereto;
- (p) human trafficking and aggravated human trafficking, *as defined in* K.S.A. 2011 Supp. 21-5426, and amendments thereto;
- (q) violations of *the banking code, as described in* K.S.A. 9-2012, and amendments thereto;
- (r) mistreatment of a dependent adult, *as defined in* K.S.A. 2011 Supp. 21-5417, and amendments thereto;
- (s) giving a worthless check, *as defined in* K.S.A. 2011 Supp. 21-5821, and amendments thereto;
- (t) forgery, *as defined in* K.S.A. 2011 Supp. 21-5823, and amendments thereto;
- (u) making false information, *as defined in* K.S.A. 2011 Supp. 21-5824, and amendments thereto;
- (v) criminal use of a financial card, *as defined in* K.S.A. 2011 Supp. 21-5828, and amendments thereto;
- (w) ~~violations of~~ *unlawful acts concerning computers, as described in* K.S.A. 2011 Supp. 21-5839, and amendments thereto;
- (x) identity theft and identity fraud, as defined in subsections (a) and (b) of K.S.A. 2011 Supp. 21-6107, and amendments thereto; ~~and~~
- (y) electronic solicitation, *as defined in* K.S.A. 2011 Supp. 21-5509, and amendments thereto; *and*

(z) *felony violations of fleeing or attempting to elude a police officer, as described in K.S.A. 8-1568, and amendments thereto.*

Sec. 2. K.S.A. 2011 Supp. 60-4104 is hereby repealed.

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

I hereby certify that the above BILL originated in the SENATE, and passed that body

President of the Senate.

Secretary of the Senate.

Passed the HOUSE _____

Speaker of the House.

Chief Clerk of the House.

APPROVED _____

Governor.