

**As Amended by House Committee**

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*Session of 2013*

**HOUSE BILL No. 2209**

By Committee on Corrections and Juvenile Justice

2-4

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1 AN ACT concerning the Kansas offender registration act; amending  
2 K.S.A. 2012 Supp. 22-4902, 22-4904, 22-4905, 22-4906 and 22-4907  
3 and repealing the existing sections.  
4

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

6 Section 1. K.S.A. 2012 Supp. 22-4902 is hereby amended to read as  
7 follows: 22-4902. As used in the Kansas offender registration act, unless  
8 the context otherwise requires:

9 (a) "Offender" means:

10 (1) A sex offender;

11 (2) a violent offender;

12 (3) a drug offender;

13 (4) any person who has been required to register under out of state  
14 law or is otherwise required to be registered; and

15 (5) any person required by court order to register for an offense not  
16 otherwise required as provided in the Kansas offender registration act.

17 (b) "Sex offender" includes any person who:

18 (1) On or after April 14, 1994, is convicted of any sexually violent  
19 crime;

20 (2) On or after ~~April 14, 1994~~ *July 1, 2002*, is adjudicated as a  
21 juvenile offender for an act which if committed by an adult would  
22 constitute the commission of a sexually violent crime, unless the court, on  
23 the record, finds that the act involved non-forcible sexual conduct, the  
24 victim was at least 14 years of age and the offender was not more than four  
25 years older than the victim;

26 (3) has been determined to be a sexually violent predator;

27 (4) on or after ~~May 29~~ **July 1, 1997**, is convicted of any of the  
28 following crimes when one of the parties involved is less than 18 years of  
29 age:

30 (A) Adultery, as defined in K.S.A. 21-3507, prior to its repeal, or  
31 K.S.A. 2012 Supp. 21-5511, and amendments thereto;

32 (B) criminal sodomy, as defined in subsection (a)(1) of K.S.A. 21-  
33 3505, prior to its repeal, or subsection (a)(1) or (a)(2) of K.S.A. 2012  
34 Supp. 21-5504, and amendments thereto;

35 (C) promoting prostitution, as defined in K.S.A. 21-3513, prior to its  
36 repeal, or K.S.A. 2012 Supp. 21-6420, and amendments thereto;

1 (D) patronizing a prostitute, as defined in K.S.A. 21-3515, prior to its  
2 repeal, or K.S.A. 2012 Supp. 21-6421, and amendments thereto; or

3 (E) lewd and lascivious behavior, as defined in K.S.A. 21-3508, prior  
4 to its repeal, or K.S.A. 2012 Supp. 21-5513, and amendments thereto;

5 (5) is convicted of sexual battery, as defined in K.S.A. 21-3517, prior  
6 to its repeal, or subsection (a) of K.S.A. 2012 Supp. 21-5505, and  
7 amendments thereto;

8 (6) is convicted of an attempt, conspiracy or criminal solicitation, as  
9 defined in K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or  
10 K.S.A. 2012 Supp. 21-5301, 21-5302, 21-5303, and amendments thereto,  
11 of an offense defined in this subsection; or

12 (7) has been convicted of an offense that is comparable to any crime  
13 defined in this subsection, or any out of state conviction for an offense that  
14 under the laws of this state would be an offense defined in this subsection.

15 (c) "Sexually violent crime" means:

16 (1) Rape, as defined in K.S.A. 21-3502, prior to its repeal, or K.S.A.  
17 2012 Supp. 21-5503, and amendments thereto;

18 (2) indecent liberties with a child, as defined in K.S.A. 21-3503, prior  
19 to its repeal, or subsection (a) of K.S.A. 2012 Supp. 21-5506, and  
20 amendments thereto;

21 (3) aggravated indecent liberties with a child, as defined in K.S.A.  
22 21-3504, prior to its repeal, or subsection (b) of K.S.A. 2012 Supp. 21-  
23 5506, and amendments thereto;

24 (4) criminal sodomy, as defined in subsection (a)(2) or (a)(3) of  
25 K.S.A. 21-3505, prior to its repeal, or subsection (a)(3) or (a)(4) of K.S.A.  
26 2012 Supp. 21-5504, and amendments thereto;

27 (5) aggravated criminal sodomy, as defined in K.S.A. 21-3506, prior  
28 to its repeal, or subsection (b) of K.S.A. 2012 Supp. 21-5504, and  
29 amendments thereto;

30 (6) indecent solicitation of a child, as defined in K.S.A. 21-3510,  
31 prior to its repeal, or subsection (a) of K.S.A. 2012 Supp. 21-5508, and  
32 amendments thereto;

33 (7) aggravated indecent solicitation of a child, as defined in K.S.A.  
34 21-3511, prior to its repeal, or subsection (b) of K.S.A. 2012 Supp. 21-  
35 5508, and amendments thereto;

36 (8) sexual exploitation of a child, as defined in K.S.A. 21-3516, prior  
37 to its repeal, or K.S.A. 2012 Supp. 21-5510, and amendments thereto;

38 (9) aggravated sexual battery, as defined in K.S.A. 21-3518, prior to  
39 its repeal, or subsection (b) of K.S.A. 2012 Supp. 21-5505, and  
40 amendments thereto;

41 (10) aggravated incest, as defined in K.S.A. 21-3603, prior to its  
42 repeal, or subsection (b) of K.S.A. 2012 Supp. ~~21-5605~~ **21-5604**, and  
43 amendments thereto;

1 (11) electronic solicitation, as defined in K.S.A. 21-3523, prior to its  
2 repeal, and K.S.A. 2012 Supp. 21-5509, and amendments thereto,  
3 ~~committed on or after April 17, 2008;~~

4 (12) unlawful sexual relations, as defined in K.S.A. 21-3520, prior to  
5 its repeal, or K.S.A. 2012 Supp. 21-5512, and amendments thereto;

6 (13) any conviction or adjudication for an offense that is comparable  
7 to a sexually violent crime as defined in this subsection, or any out of state  
8 conviction or adjudication for an offense that under the laws of this state  
9 would be a sexually violent crime as defined in this subsection;

10 (14) an attempt, conspiracy or criminal solicitation, as defined in  
11 K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 2012  
12 Supp. 21-5301, 21-5302, 21-5303, and amendments thereto, of a sexually  
13 violent crime, as defined in this subsection; or

14 (15) any act which has been determined beyond a reasonable doubt to  
15 have been sexually motivated, unless the court, on the record, finds that  
16 the act involved non-forcible sexual conduct, the victim was at least 14  
17 years of age and the offender was not more than four years older than the  
18 victim. As used in this paragraph, "sexually motivated" means that one of  
19 the purposes for which the defendant committed the crime was for the  
20 purpose of the defendant's sexual gratification.

21 (d) "Sexually violent predator" means any person who, on or after  
22 July 1, 2001, is found to be a sexually violent predator pursuant to K.S.A.  
23 59-29a01 et seq., and amendments thereto.

24 (e) "Violent offender" includes any person who:

25 (1) On or after ~~May 29~~ **July 1**, 1997, is convicted of any of the  
26 following crimes:

27 (A) Capital murder, as defined in K.S.A. 21-3439, prior to its repeal,  
28 or K.S.A. 2012 Supp. 21-5401, and amendments thereto;

29 (B) murder in the first degree, as defined in K.S.A. 21-3401, prior to  
30 its repeal, or K.S.A. 2012 Supp. 21-5402, and amendments thereto;

31 (C) murder in the second degree, as defined in K.S.A. 21-3402, prior  
32 to its repeal, or K.S.A. 2012 Supp. 21-5403, and amendments thereto;

33 (D) voluntary manslaughter, as defined in K.S.A. 21-3403, prior to its  
34 repeal, or K.S.A. 2012 Supp. 21-5404, and amendments thereto;

35 (E) involuntary manslaughter, as defined in K.S.A. 21-3404, prior to  
36 its repeal, or **subsections (a)(1), (a)(2) or (a)(4) of K.S.A. 2012 Supp. 21-**  
37 **5405, and amendments thereto. The provisions of this paragraph shall**  
38 **not apply to violations of subsection (a)(3) of K.S.A. 2012 Supp. 21-**  
39 **5405, and amendments thereto, which occurred on or after July 1,**  
40 **2011, through July 1, 2013;**

41 (F) kidnapping, as defined in K.S.A. 21-3420, prior to its repeal, or  
42 subsection (a) of K.S.A. 2012 Supp. 21-5408, and amendments thereto;

43 (G) aggravated kidnapping, as defined in K.S.A. 21-3421, prior to its

1 repeal, or subsection (b) of K.S.A. 2012 Supp. 21-5408, and amendments  
2 thereto;

3 (H) criminal restraint, as defined in K.S.A. 21-3424, prior to its  
4 repeal, or K.S.A. 2012 Supp. 21-5411, and amendments thereto, except by  
5 a parent, and only when the victim is less than 18 years of age; or

6 (I) aggravated human trafficking, as defined in K.S.A. 21-3447, prior  
7 to its repeal, or subsection (b) of K.S.A. 2012 Supp. 21-5426, and  
8 amendments thereto;

9 (2) on or after July 1, 2006, is convicted of any person felony and the  
10 court makes a finding on the record that a deadly weapon was used in the  
11 commission of such person felony;

12 (3) has been convicted of an offense that is comparable to any crime  
13 defined in this subsection, any out of state conviction for an offense that  
14 under the laws of this state would be an offense defined in this subsection;  
15 or

16 (4) is convicted of an attempt, conspiracy or criminal solicitation, as  
17 defined in K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or  
18 K.S.A. 2012 Supp. 21-5301, 21-5302 and 21-5303, and amendments  
19 thereto, of an offense defined in this subsection.

20 (f) "Drug offender"—~~means includes~~ any person who ~~has been~~  
21 ~~convicted of~~, **on or after July 1, 2007**:

22 (1) ~~On or after July 1, 2007, is convicted of any of the following~~  
23 ~~crimes~~:

24 (+) (A) Unlawful manufacture or attempting such of any controlled  
25 substance or controlled substance analog, as defined in K.S.A. 65-4159,  
26 prior to its repeal, K.S.A. 2010 Supp. 21-36a03, prior to its transfer, or  
27 K.S.A. 2012 Supp. 21-5703, and amendments thereto;

28 (±) (B) possession of ephedrine, pseudoephedrine, red phosphorus,  
29 lithium metal, sodium metal, iodine, anhydrous ammonia, pressurized  
30 ammonia or phenylpropanolamine, or their salts, isomers or salts of  
31 isomers with intent to use the product to manufacture a controlled  
32 substance, as defined in subsection (a) of K.S.A. 65-7006, prior to its  
33 repeal, subsection (a) of K.S.A. 2010 Supp. 21-36a09, prior to its transfer,  
34 or subsection (a) of K.S.A. 2012 Supp. 21-5709, and amendments thereto;

35 (±) (C) K.S.A. 65-4161, prior to its repeal, subsection (a)(1) of K.S.A.  
36 2010 Supp. 21-36a05, prior to its transfer, or subsection (a)(1) of K.S.A.  
37 2012 Supp. 21-5705, and amendments thereto. The provisions of this  
38 paragraph shall not apply to violations of subsections (a)(2) through (a)(6)  
39 or (b) of K.S.A. 2010 Supp. 21-36a05 which occurred on or after July 1,  
40 2009, through April 15, 2010;

41 (+) (2) *has been convicted of* an offense that is comparable to any  
42 crime defined in this subsection, any out of state conviction for an offense  
43 that under the laws of this state would be an offense defined in this

1 subsection; or

2 ~~(5)~~ (3) *is or has been convicted of* an attempt, conspiracy or criminal  
3 solicitation, as defined in K.S.A. 21-3301, 21-3302 or 21-3303, prior to  
4 their repeal, or K.S.A. 2012 Supp. 21-5301, 21-5302 and 21-5303, and  
5 amendments thereto, of an offense defined in this subsection.

6 (g) Convictions or adjudications which result from or are connected  
7 with the same act, or result from crimes committed at the same time, shall  
8 be counted for the purpose of this section as one conviction or  
9 adjudication. Any conviction or adjudication set aside pursuant to law is  
10 not a conviction or adjudication for purposes of this section. A conviction  
11 or adjudication from any out of state court shall constitute a conviction or  
12 adjudication for purposes of this section.

13 (h) "School" means any public or private educational institution,  
14 including, but not limited to, postsecondary school, college, university,  
15 community college, secondary school, high school, junior high school,  
16 middle school, elementary school, trade school, vocational school or  
17 professional school providing training or education to an offender for three  
18 or more consecutive days or parts of days, or for 10 or more  
19 nonconsecutive days in a period of 30 consecutive days.

20 (i) "Employment" means any full-time, part-time, transient, day-labor  
21 employment or volunteer work, with or without compensation, for three or  
22 more consecutive days or parts of days, or for 10 or more nonconsecutive  
23 days in a period of 30 consecutive days.

24 (j) "Reside" means to stay, sleep or maintain with regularity or  
25 temporarily one's person and property in a particular place other than a  
26 location where the offender is incarcerated. It shall be presumed that an  
27 offender resides at any and all locations where the offender stays, sleeps or  
28 maintains the offender's person for three or more consecutive days or parts  
29 of days, or for ten or more non-consecutive days in a period of 30  
30 consecutive days.

31 (k) "Residence" means a particular and definable place where an  
32 individual resides. Nothing in the Kansas offender registration act shall be  
33 construed to state that an offender may only have one residence for the  
34 purpose of such act.

35 (l) "Transient" means having no fixed or identifiable residence.

36 (m) "Law enforcement agency having initial jurisdiction" means the  
37 registering law enforcement agency of the county or location of  
38 jurisdiction where the offender expects to most often reside upon the  
39 offender's discharge, parole or release.

40 (n) "Registering law enforcement agency" means the sheriff's office  
41 or tribal police department responsible for registering an offender.

42 (o) "Registering entity" means any person, agency or other  
43 governmental unit, correctional facility or registering law enforcement

1 agency responsible for obtaining the required information from, and  
2 explaining the required registration procedures to, any person required to  
3 register pursuant to the Kansas offender registration act. "Registering  
4 entity" shall include, but not be limited to, sheriff's offices, tribal police  
5 departments and correctional facilities.

6 (p) "Treatment facility" means any public or private facility or  
7 institution providing inpatient mental health, drug or alcohol treatment or  
8 counseling, but does not include a hospital, as defined in K.S.A. 65-425,  
9 and amendments thereto.

10 (q) "Correctional facility" means any public or private correctional  
11 facility, juvenile detention facility, prison or jail.

12 (r) "Out of state" means: the District of Columbia; any federal,  
13 military or tribal jurisdiction, including those within this state; any foreign  
14 jurisdiction; or any state or territory within the United States, other than  
15 this state.

16 (s) "Duration of registration" means the length of time during which  
17 an offender is required to register for a specified offense or violation.

18 Sec. 2. K.S.A. 2012 Supp. 22-4904 is hereby amended to read as  
19 follows: 22-4904. (a) (1) At the time of conviction or adjudication for an  
20 offense requiring registration as provided in K.S.A. 22-4902, and  
21 amendments thereto, the court shall:

22 (A) Inform any offender, on the record, of the procedure to register  
23 and the requirements of K.S.A. 22-4905, and amendments thereto; and

24 (B) if the offender is released:

25 (i) Complete a notice of duty to register, which shall include title and  
26 statute number of conviction or adjudication, date of conviction or  
27 adjudication, case number, county of conviction or adjudication, and the  
28 following offender information: Name, address, date of birth, social  
29 security number, race, ethnicity and gender;

30 (ii) require the offender to read and sign the notice of duty to register,  
31 which shall include a statement that the requirements provided in this  
32 subsection have been explained to the offender;

33 (iii) order the offender to report within three business days to the  
34 registering law enforcement agency in the county or tribal land of  
35 conviction or adjudication and to the registering law enforcement agency  
36 in any place where the offender resides, maintains employment or attends  
37 school, to complete the registration form with all information and any  
38 updated information required for registration as provided in K.S.A. 22-  
39 4907, and amendments thereto; and

40 (iv) provide one copy of the notice of duty to register to the offender  
41 and, within three business days, send a copy of the form to the law  
42 enforcement agency having initial jurisdiction and to the Kansas bureau of  
43 investigation.

1 (2) At the time of sentencing or disposition for an offense requiring  
2 registration as provided in K.S.A. 22-4902, and amendments thereto, the  
3 court shall ensure the age of the victim is documented in the journal entry  
4 of conviction or adjudication.

5 (b) The staff of any correctional facility or the registering law  
6 enforcement agency's designee shall:

7 (1) At the time of initial custody, register any offender within three  
8 business days:

9 (A) Inform the offender of the procedure for registration and of the  
10 offender's registration requirements as provided in K.S.A. 22-4905, and  
11 amendments thereto;

12 (B) complete the registration form with all information and updated  
13 information required for registration as provided in K.S.A. 22-4907, and  
14 amendments thereto;

15 (C) require the offender to read and sign the registration form, which  
16 shall include a statement that the requirements provided in this subsection  
17 have been explained to the offender;

18 (D) provide one copy of the form to the offender and, within three  
19 business days, send a copy of the form to the Kansas bureau of  
20 investigation; and

21 (E) enter all offender information required by the national crime  
22 information center into the national sex offender registry system within  
23 three business days of completing the registration or electronically submit  
24 all information and updated information required for registration as  
25 provided in K.S.A. 22-4907, and amendments thereto, within three  
26 business days to the Kansas bureau of investigation;

27 (2) notify the Kansas bureau of investigation of the incarceration of  
28 any offender and of the location or any change in location of the offender  
29 while in custody;

30 (3) prior to any offender being discharged, paroled, furloughed or  
31 released on work or school release ~~from that does not require the daily~~  
32 **return to** a correctional facility, ~~or otherwise released from incarceration:~~

33 (A) Inform the offender of the procedure for registration and of the  
34 offender's registration requirements as provided in K.S.A. 22-4905, and  
35 amendments thereto;

36 (B) complete the registration form with all information and updated  
37 information required for registration as provided in K.S.A. 22-4907, and  
38 amendments thereto;

39 (C) require the offender to read and sign the registration form, which  
40 shall include a statement that the requirements provided in this subsection  
41 have been explained to the offender;

42 (D) photograph the offender's face and any identifying marks;

43 (E) obtain fingerprint and palm prints of the offender; and

1 (F) provide one copy of the form to the offender and, within three  
2 business days, send a copy of the form and of the photograph or  
3 photographs to the law enforcement agency having initial jurisdiction and  
4 to the Kansas bureau of investigation; and

5 (4) notify the law enforcement agency having initial jurisdiction and  
6 the Kansas bureau of investigation seven business days prior to any  
7 offender being discharged, paroled, furloughed or released on work or  
8 school release.

9 (c) The staff of any treatment facility shall:

10 (1) Within three business days of an offender's arrival for inpatient  
11 treatment, inform the registering law enforcement agency of the county or  
12 location of jurisdiction in which the treatment facility is located of the  
13 offender's presence at the treatment facility and the expected duration of  
14 the treatment, and immediately notify the registering law enforcement  
15 agency of an unauthorized or unexpected absence of the offender during  
16 the offender's treatment;

17 (2) inform the registering law enforcement agency of the county or  
18 location of jurisdiction in which the treatment facility is located within  
19 three business days of an offender's discharge or release; and

20 (3) provide information upon request to any registering law  
21 enforcement agency having jurisdiction relevant to determining the  
22 presence of an offender within the treatment facility.

23 (d) The registering law enforcement agency, upon the reporting of  
24 any offender, shall:

25 (1) Inform the offender of the duty to register as provided by the  
26 Kansas offender registration act;

27 (2) (A) explain the procedure for registration and the offender's  
28 registration requirements as provided in K.S.A. 22-4905, and amendments  
29 thereto;

30 (B) obtain the information required for registration as provided in  
31 K.S.A. 22-4907, and amendments thereto; and

32 (C) require the offender to read and sign the registration form, which  
33 shall include a statement that the requirements provided in this subsection  
34 have been explained to the offender;

35 (3) complete the registration form with all information and updated  
36 information required for registration, as provided in K.S.A. 22-4907, and  
37 amendments thereto, each time the offender reports to the registering law  
38 enforcement agency. All information and updated information reported by  
39 an offender shall be forwarded to the Kansas bureau of investigation  
40 within three business days;

41 (4) maintain the original signed registration form, provide one copy  
42 of the completed registration form to the offender and, within three  
43 business days, send one copy of the completed form to the Kansas bureau



1 of investigation;

2 (5) forward a copy of any certified letter used for reporting pursuant  
3 to K.S.A. 22-4905, and amendments thereto, when utilized, within three  
4 business days to the Kansas bureau of investigation;

5 (6) obtain registration information from every offender required to  
6 register regardless of whether or not the offender remits payment. Failure  
7 of the offender to remit payment is a violation of the Kansas offender  
8 registration act and is subject to prosecution pursuant to K.S.A. 22-4903,  
9 and amendments thereto;

10 (7) upon every required reporting, update the photograph or  
11 photographs of the offender's face and any new identifying marks and  
12 immediately forward copies or electronic files of the photographs to the  
13 Kansas bureau of investigation;

14 (8) enter all offender information required by the national crime  
15 information center into the national sex offender registry system within  
16 three business days of completing the registration or electronically submit  
17 all information and updated information required for registration as  
18 provided in K.S.A. 22-4907, and amendments thereto, within three  
19 business days to the Kansas bureau of investigation;

20 (9) maintain a special fund for the deposit and maintenance of fees  
21 paid by offenders. All funds retained by the registering law enforcement  
22 agency pursuant to the provisions of this section shall be credited to a  
23 special fund of the registering law enforcement agency which shall be used  
24 solely for law enforcement and criminal prosecution purposes and which  
25 shall not be used as a source of revenue to reduce the amount of funding  
26 otherwise made available to the registering law enforcement agency; and

27 (10) forward any initial registration and updated registration  
28 information within three business days to any out of state jurisdiction  
29 where the offender is expected to reside, maintain employment or attend  
30 school.

31 (e) (1) The Kansas bureau of investigation shall:

32 (A) Forward all additions or changes in information to any registering  
33 law enforcement agency, other than the agency that submitted the form,  
34 where the offender expects to reside, maintain employment or attend  
35 school;

36 (B) ensure that offender information is immediately entered in the  
37 state registered offender database and the Kansas registered offender  
38 website, as provided in K.S.A. 22-4909, and amendments thereto;

39 (C) transmit offender conviction or adjudication data, fingerprints and  
40 palm prints to the federal bureau of investigation; and

41 (D) ensure all offender information required by the national crime  
42 information center is transmitted into the national sex offender registry  
43 system within three business days of such information being electronically

1 submitted to the Kansas bureau of investigation.

2 (2) The director of the Kansas bureau of investigation may adopt  
3 rules and regulations necessary to implement the provisions of the Kansas  
4 offender registration act.

5 (f) The attorney general shall, within 10 business days of an offender  
6 being declared a sexually violent predator, forward to the Kansas bureau of  
7 investigation all relevant court documentation declaring an offender a  
8 sexually violent predator.

9 (g) The state department of education shall annually notify any school  
10 of the Kansas bureau of investigation internet website, and any internet  
11 website containing information on the Kansas offender registration act  
12 sponsored or created by the registering law enforcement agency of the  
13 county or location of jurisdiction in which the school is located, for the  
14 purpose of locating offenders who reside near such school. Such  
15 notification shall include information that the registering law enforcement  
16 agency of the county or location of jurisdiction where such school is  
17 located is available to the school to assist in using the registry and  
18 providing additional information on registered offenders.

19 (h) The secretary of health and environment shall annually notify any  
20 licensed child care facility of the Kansas bureau of investigation internet  
21 website, and any internet website containing information on the Kansas  
22 offender registration sponsored or created by the registering law  
23 enforcement agency of the county in which the facility is located, for the  
24 purpose of locating offenders who reside near such facility. Such  
25 notification shall include information that the registering law enforcement  
26 agency of the county or location of jurisdiction where such child care  
27 facility is located is available to the child care facilities to assist in using  
28 the registry and providing additional information on registered offenders.

29 (i) Upon request, the clerk of any court of record shall provide the  
30 Kansas bureau of investigation copies of complaints, indictments,  
31 information, journal entries, commitment orders or any other documents  
32 necessary to the performance of the duties of the Kansas bureau of  
33 investigation under the Kansas offender registration act. No fees or  
34 charges for providing such documents may be assessed.

35 Sec. 3. K.S.A. 2012 Supp. 22-4905 is hereby amended to read as  
36 follows: 22-4905. Any offender required to register as provided in the  
37 Kansas offender registration act shall:

38 (a) Except as otherwise provided in this subsection, register in person  
39 with the registering law enforcement agency within three business days of  
40 coming into any county or location of jurisdiction in which the offender  
41 resides or intends to reside, maintains employment or intends to maintain  
42 employment, or attends school or intends to attend school. Any such  
43 offender who cannot physically register in person with the registering law

1 enforcement agency for such reasons including, but not limited to,  
2 incapacitation or hospitalization, as determined by a person licensed to  
3 practice medicine or surgery, shall be subject to verification requirements  
4 other than in-person registration, as determined by the registering law  
5 enforcement agency having jurisdiction;

6 (b) except as provided further, for any: (1) Sex offender, including a  
7 violent offender or drug offender who is also a sex offender, report in  
8 person four times each year to the registering law enforcement agency in  
9 the county or location of jurisdiction in which the offender resides,  
10 maintains employment or is attending a school; and (2) violent offender or  
11 drug offender, report in person four times each year to the registering law  
12 enforcement agency in the county or location of jurisdiction in which the  
13 offender resides, maintains employment or is attending a school, except  
14 that, at the discretion of the registering law enforcement agency, one of the  
15 four required reports may be conducted by certified letter. When utilized,  
16 the certified letter for reporting shall be sent by the registering law  
17 enforcement agency to the reported residence of the offender. The offender  
18 shall indicate any changes in information as required for reporting in  
19 person. The offender shall respond by returning the certified letter to the  
20 registering law enforcement agency within 10 business days by certified  
21 mail. The offender shall be required to report once during the month of the  
22 offender's birthday and every third, sixth and ninth month occurring before  
23 and after the month of the offender's birthday. The registering law  
24 enforcement agency may determine the appropriate times and days for  
25 reporting by the offender, consistent with this subsection. Nothing  
26 contained in this subsection shall be construed to alleviate any offender  
27 from meeting the requirements prescribed in the Kansas offender  
28 registration act;

29 (c) provide the information required for registration as provided in  
30 K.S.A. 22-4907, and amendments thereto, and verify all information  
31 previously provided is accurate;

32 (d) if in the custody of a correctional facility, register with the  
33 correctional facility within three business days of initial custody and shall  
34 not be required to update such registration until ~~released from custody,~~  
35 ~~granted work release or otherwise allowed to leave the grounds of the~~  
36 ~~discharged, paroled, furloughed or released on work or school release~~  
37 ~~from a correctional facility. A copy of the registration form and any~~  
38 **updated registrations for an offender released on work or school**  
39 **release shall be sent to the registering law enforcement agency where**  
40 **the offender is incarcerated, maintains employment or attends school;**

41 (e) notwithstanding subsections (a) and (b), if the offender is  
42 transient, report in person to the registering law enforcement agency of  
43 such county or location of jurisdiction in which the offender is physically

1 present within three business days of arrival in the county or location of  
2 jurisdiction. Such offender shall be required to register in person with the  
3 registering law enforcement agency every 30 days, or more often at the  
4 discretion of the registering law enforcement agency. Such offender shall  
5 comply with the provisions of the Kansas offender registration act and, in  
6 addition, shall:

7 (1) Provide a list of places where the offender has slept and otherwise  
8 frequented during the period of time since the last date of registration; and

9 (2) provide a list of places where the offender may be contacted and  
10 where the offender intends to sleep and otherwise frequent during the  
11 period of time prior to the next required date of registration;

12 (f) if required by out of state law, register in any out of state  
13 jurisdiction, where the offender resides, maintains employment or attends  
14 school;

15 (g) register in person upon any commencement, change or  
16 termination of residence location, employment status, school attendance or  
17 other information as provided in K.S.A. 22-4907, and amendments thereto,  
18 within three business days of such commencement, change or termination,  
19 to the registering law enforcement agency or agencies where last  
20 registered and provide written notice to the Kansas bureau of  
21 investigation;

22 (h) report in person to the registering law enforcement agency or  
23 agencies within three business days of any change in name;

24 (i) if receiving inpatient treatment at any treatment facility, inform the  
25 treatment facility of the offender's status as an offender and inform the  
26 registering law enforcement agency of the county or location of  
27 jurisdiction in which the treatment facility is located of the offender's  
28 presence at the treatment facility and the expected duration of the  
29 treatment;

30 (j) submit to the taking of an updated photograph by the registering  
31 law enforcement agency on each occasion when the offender registers with  
32 or reports to the registering law enforcement agency in the county or  
33 location of jurisdiction in which the offender resides, maintains  
34 employment or attends school. In addition, such offender shall submit to  
35 the taking of a photograph to document any changes in identifying  
36 characteristics, including, but not limited to, scars, marks and tattoos;

37 (k) remit payment to the sheriff's office in the amount of \$20 during  
38 the month of the offender's birthday and every third, sixth and ninth month  
39 occurring before and after the month of the offender's birthday in each  
40 county in which the offender resides, maintains employment or is  
41 attending school. Notwithstanding other provisions herein, payment of this  
42 fee is not required:

43 (1) When an offender provides updates or changes in information or

1 during an initial registration unless such updates, changes or initial  
2 registration is during the month of such offender's birthday and every  
3 third, sixth and ninth month occurring before and after the month of the  
4 offender's birthday;

5 (2) when an offender is transient and is required to register every 30  
6 days, or more frequently as ordered by the registering law enforcement  
7 agency, except during the month of the offender's birthday and every third,  
8 sixth and ninth month occurring before and after the month of the  
9 offender's birthday; or

10 (3) if an offender has, prior to the required reporting and within the  
11 last three years, been determined to be indigent by a court of law, and the  
12 basis for that finding is recorded by the court;

13 (l) annually renew any driver's license pursuant to K.S.A. 8-247, and  
14 amendments thereto, and annually renew any identification card pursuant  
15 to K.S.A. 2012 Supp. 8-1325a, and amendments thereto;

16 (m) if maintaining primary residence in this state, surrender all  
17 driver's licenses and identification cards from other states, territories and  
18 the District of Columbia, except if the offender is presently serving and  
19 maintaining active duty in any branch of the United States military or the  
20 offender is an immediate family member of a person presently serving and  
21 maintaining active duty in any branch of the United States military;

22 (n) read and sign the registration form noting whether the  
23 requirements provided in this section have been explained to the offender;  
24 and

25 (o) report in person to the registering law enforcement agency in the  
26 jurisdiction of the offender's residence and provide written notice to the  
27 Kansas bureau of investigation 21 days prior to any travel outside of the  
28 United States, and provide an itinerary including, but not limited to,  
29 destination, means of transport and duration of travel, or if under  
30 emergency circumstances, within three business days of making travel  
31 arrangements.

32 Sec. 4. K.S.A. 2012 Supp. 22-4906 is hereby amended to read as  
33 follows: 22-4906. (a) (1) Except as provided in subsection (c), if convicted  
34 of any of the following offenses, an offender's duration of registration shall  
35 be, if confined, 15 years after the date of parole, discharge or release,  
36 whichever date is most recent, or, if not confined, 15 years from the date of  
37 conviction:

38 (A) Sexual battery, as defined in K.S.A. 21-3517, prior to its repeal,  
39 or subsection (a) of K.S.A. 2012 Supp. 21-5505, and amendments thereto;

40 (B) adultery, as defined in K.S.A. 21-3507, prior to its repeal, or  
41 K.S.A. 2012 Supp. 21-5511, and amendments thereto, when one of the  
42 parties involved is less than 18 years of age;

43 (C) patronizing a prostitute, as defined in K.S.A. 21-3515, prior to its

- 1 repeal, or K.S.A. 2012 Supp. 21-6421, and amendments thereto, when one  
2 of the parties involved is less than 18 years of age;
- 3 (D) lewd and lascivious behavior, as defined in K.S.A. 21-3508, prior  
4 to its repeal, or K.S.A. 2012 Supp. 21-5513, and amendments thereto,  
5 when one of the parties involved is less than 18 years of age;
- 6 (E) capital murder, as defined in K.S.A. 21-3439, prior to its repeal,  
7 or K.S.A. 2012 Supp. 21-5401, and amendments thereto;
- 8 (F) murder in the first degree, as defined in K.S.A. 21-3401, prior to  
9 its repeal, or K.S.A. 2012 Supp. 21-5402, and amendments thereto;
- 10 (G) murder in the second degree, as defined in K.S.A. 21-3402, prior  
11 to its repeal, or K.S.A. 2012 Supp. 21-5403, and amendments thereto;
- 12 (H) voluntary manslaughter, as defined in K.S.A. 21-3403, prior to its  
13 repeal, or K.S.A. 2012 Supp. 21-5404, and amendments thereto;
- 14 (I) involuntary manslaughter, as defined in K.S.A. 21-3404, prior to  
15 its repeal, or *subsections (a)(1), (a)(2) or (a)(4) of K.S.A. 2012 Supp. 21-*  
16 *5405*, and amendments thereto;
- 17 (J) criminal restraint, as defined in K.S.A. 21-3424, prior to its repeal,  
18 or K.S.A. 2012 Supp. 21-5411, and amendments thereto, except by a  
19 parent, and only when the victim is less than 18 years of age;
- 20 (K) any act which has been determined beyond a reasonable doubt to  
21 have been sexually motivated, unless the court, on the record, finds that  
22 the act involved non-forcible sexual conduct, the victim was at least 14  
23 years of age and the offender was not more than four years older than the  
24 victim;
- 25 (L) conviction of any person required by court order to register for an  
26 offense not otherwise required as provided in the Kansas offender  
27 registration act;
- 28 (M) conviction of any person felony and the court makes a finding on  
29 the record that a deadly weapon was used in the commission of such  
30 person felony;
- 31 (N) unlawful manufacture or attempting such of any controlled  
32 substance or controlled substance analog, as defined in K.S.A. 65-4159,  
33 prior to its repeal, K.S.A. 2010 Supp. 21-36a03, prior to its transfer, or  
34 K.S.A. 2012 Supp. 21-5703, and amendments thereto;
- 35 (O) possession of ephedrine, pseudoephedrine, red phosphorus,  
36 lithium metal, sodium metal, iodine, anhydrous ammonia, pressurized  
37 ammonia or phenylpropanolamine, or their salts, isomers or salts of  
38 isomers with intent to use the product to manufacture a controlled  
39 substance, as defined by subsection (a) of K.S.A. 65-7006, prior to its  
40 repeal, subsection (a) of K.S.A. 2010 Supp. 21-36a09, prior to its transfer,  
41 or subsection (a) of K.S.A. 2012 Supp. 21-5709, and amendments thereto;
- 42 (P) K.S.A. 65-4161, prior to its repeal, subsection (a)(1) of K.S.A.  
43 2010 Supp. 21-36a05, prior to its transfer, or subsection (a)(1) of K.S.A.

1 2012 Supp. 21-5705, and amendments thereto; or

2 (Q) any attempt, conspiracy or criminal solicitation, as defined in  
3 K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 2012  
4 Supp. 21-5301, 21-5302 and 21-5303, and amendments thereto, of an  
5 offense defined in this subsection.

6 (2) Except as otherwise provided by the Kansas offender registration  
7 act, the duration of registration terminates, if not confined, at the  
8 expiration of 15 years from the date of conviction. Any period of time  
9 during which any offender is incarcerated in any jail or correctional  
10 facility or during which the offender does not comply with any and all  
11 requirements of the Kansas offender registration act shall not count toward  
12 the duration of registration.

13 (b) (1) Except as provided in subsection (c), if convicted of any of  
14 the following offenses, an offender's duration of registration shall be, if  
15 confined, 25 years after the date of parole, discharge or release, whichever  
16 date is most recent, or, if not confined, 25 years from the date of  
17 conviction:

18 (A) Criminal sodomy, as defined in subsection (a)(1) of K.S.A. 21-  
19 3505, prior to its repeal, or subsection (a)(1) or (a)(2) of K.S.A. 2012  
20 Supp. 21-5504, and amendments thereto, when one of the parties involved  
21 is less than 18 years of age;

22 (B) indecent solicitation of a child, as defined in K.S.A. 21-3510,  
23 prior to its repeal, or subsection (a) of K.S.A. 2012 Supp. 21-5508, and  
24 amendments thereto;

25 (C) electronic solicitation, as defined in K.S.A. 21-3523, prior to its  
26 repeal, or K.S.A. 2012 Supp. 21-5509, and amendments thereto;

27 (D) aggravated incest, as defined in K.S.A. 21-3603, prior to its  
28 repeal, or subsection (b) of K.S.A. 2012 Supp. 21-5604, and amendments  
29 thereto;

30 (E) indecent liberties with a child, as defined in K.S.A. 21-3503, prior  
31 to its repeal, or subsection (a) of K.S.A. 2012 Supp. 21-5506, and  
32 amendments thereto;

33 (F) unlawful sexual relations, as defined in K.S.A. 21-3520, prior to  
34 its repeal, or K.S.A. 2012 Supp. 21-5512, and amendments thereto;

35 (G) sexual exploitation of a child, as defined in K.S.A. 21-3516, prior  
36 to its repeal, or K.S.A. 2012 Supp. 21-5510, and amendments thereto, if  
37 the victim is 14 or more years of age but less than 18 years of age;

38 (H) aggravated sexual battery, as defined in K.S.A. 21-3518, prior to  
39 its repeal, or subsection (b) of K.S.A. 2012 Supp. 21-5505, and  
40 amendments thereto;

41 (I) promoting prostitution, as defined in K.S.A. 21-3513, prior to its  
42 repeal, or K.S.A. 2012 Supp. 21-6420, and amendments thereto, if the  
43 prostitute is 14 or more years of age but less than 18 years of age; or

1 (J) any attempt, conspiracy or criminal solicitation, as defined in  
2 K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 2012  
3 Supp. 21-5301, 21-5302 and 21-5303, and amendments thereto, of an  
4 offense defined in this subsection.

5 (2) Except as otherwise provided by the Kansas offender registration  
6 act, the duration of registration terminates, if not confined, at the  
7 expiration of 25 years from the date of conviction. Any period of time  
8 during which any offender is incarcerated in any jail or correctional  
9 facility or during which the offender does not comply with any and all  
10 requirements of the Kansas offender registration act shall not count toward  
11 the duration of registration.

12 (c) Upon a second or subsequent conviction of an offense requiring  
13 registration, an offender's duration of registration shall be for such  
14 offender's lifetime.

15 (d) The duration of registration for any offender who has been  
16 convicted of any of the following offenses shall be for such offender's  
17 lifetime:

18 (1) Rape, as defined in K.S.A. 21-3502, prior to its repeal, or K.S.A.  
19 2012 Supp. 21-5503, and amendments thereto;

20 (2) aggravated indecent solicitation of a child, as defined in K.S.A.  
21 21-3511, prior to its repeal, or subsection (b) of K.S.A. 2012 Supp. 21-  
22 5508, and amendments thereto;

23 (3) aggravated indecent liberties with a child, as defined in K.S.A.  
24 21-3504, prior to its repeal, or subsection (b) of K.S.A. 2012 Supp. 21-  
25 5506, and amendments thereto;

26 (4) criminal sodomy, as defined in subsection (a)(2) or (a)(3) of  
27 K.S.A. 21-3505, prior to its repeal, or subsection (a)(3) or (a)(4) of K.S.A.  
28 2012 Supp. 21-5504, and amendments thereto;

29 (5) aggravated criminal sodomy, as defined in K.S.A. 21-3506, prior  
30 to its repeal, or subsection (b) of K.S.A. 2012 Supp. 21-5504, and  
31 amendments thereto;

32 (6) aggravated human trafficking, as defined in K.S.A. 21-3447, prior  
33 to its repeal, or subsection (b) of K.S.A. 2012 Supp. 21-5426, and  
34 amendments thereto;

35 (7) sexual exploitation of a child, as defined in K.S.A. 21-3516, prior  
36 to its repeal, or K.S.A. 2012 Supp. 21-5510, and amendments thereto, if  
37 the victim is less than 14 years of age;

38 (8) promoting prostitution, as defined in K.S.A. 21-3513, prior to its  
39 repeal, or K.S.A. 2012 Supp. 21-6420, and amendments thereto, if the  
40 prostitute is less than 14 years of age;

41 (9) kidnapping, as defined in K.S.A. 21-3420, prior to its repeal, or  
42 subsection (a) of K.S.A. 2012 Supp. 21-5408, and amendments thereto;

43 (10) aggravated kidnapping, as defined in K.S.A. 21-3421, prior to its



1 repeal, or subsection (b) of K.S.A. 2012 Supp. 21-5408, and amendments  
2 thereto; or

3 (11) any attempt, conspiracy or criminal solicitation, as defined in  
4 K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 2012  
5 Supp. 21-5301, 21-5302 and 21-5303, and amendments thereto, of an  
6 offense defined in this subsection.

7 (e) Any person who has been declared a sexually violent predator  
8 pursuant to K.S.A. 59-29a01 et seq., and amendments thereto, shall  
9 register for such person's lifetime.

10 (f) Notwithstanding any other provisions of this section, for an  
11 offender less than 14 years of age who is adjudicated as a juvenile offender  
12 for an act which if committed by an adult would constitute a sexually  
13 violent crime set forth in subsection (c) of K.S.A. 22-4902, and  
14 amendments thereto, the court shall:

15 (1) Require registration until such offender reaches 18 years of age, at  
16 the expiration of five years from the date of adjudication or, if confined,  
17 from release from confinement, whichever date occurs later. Any period of  
18 time during which the offender is incarcerated in any jail, juvenile facility  
19 or correctional facility or during which the offender does not comply with  
20 any and all requirements of the Kansas offender registration act shall not  
21 count toward the duration of registration;

22 (2) not require registration if the court, on the record, finds substantial  
23 and compelling reasons therefor; or

24 (3) require registration, but such registration information shall not be  
25 open to inspection by the public or posted on any internet website, as  
26 provided in K.S.A. 22-4909, and amendments thereto. If the court requires  
27 registration but such registration is not open to the public, such offender  
28 shall provide a copy of such court order to the registering law enforcement  
29 agency at the time of registration. The registering law enforcement agency  
30 shall forward a copy of such court order to the Kansas bureau of  
31 investigation.

32 If such offender violates a condition of release during the term of the  
33 conditional release, the court may require such offender to register  
34 pursuant to paragraph (1).

35 (g) Notwithstanding any other provisions of this section, for an  
36 offender 14 years of age or more who is adjudicated as a juvenile offender  
37 for an act which if committed by an adult would constitute a sexually  
38 violent crime set forth in subsection (c) of K.S.A. 22-4902, and  
39 amendments thereto, and such crime is not an off-grid felony or a felony  
40 ranked in severity level 1 of the nondrug grid as provided in K.S.A. 21-  
41 4704, prior to its repeal, or K.S.A. 2012 Supp. 21-6804, and amendments  
42 thereto, the court shall:

43 (1) Require registration until such offender reaches 18 years of age, at

1 the expiration of five years from the date of adjudication or, if confined,  
2 from release from confinement, whichever date occurs later. Any period of  
3 time during which the offender is incarcerated in any jail, juvenile facility  
4 or correctional facility or during which the offender does not comply with  
5 any and all requirements of the Kansas offender registration act shall not  
6 count toward the duration of registration;

7 (2) not require registration if the court, on the record, finds substantial  
8 and compelling reasons therefor; or

9 (3) require registration, but such registration information shall not be  
10 open to inspection by the public or posted on any internet website, as  
11 provided in K.S.A. 22-4909, and amendments thereto. If the court requires  
12 registration but such registration is not open to the public, such offender  
13 shall provide a copy of such court order to the registering law enforcement  
14 agency at the time of registration. The registering law enforcement agency  
15 shall forward a copy of such court order to the Kansas bureau of  
16 investigation.

17 If such offender violates a condition of release during the term of the  
18 conditional release, the court may require such offender to register  
19 pursuant to paragraph (1).

20 (h) Notwithstanding any other provisions of this section, an offender  
21 14 years of age or more who is adjudicated as a juvenile offender for an  
22 act which if committed by an adult would constitute a sexually violent  
23 crime set forth in subsection (c) of K.S.A. 22-4902, and amendments  
24 thereto, and such crime is an off-grid felony or a felony ranked in severity  
25 level 1 of the nondrug grid as provided in K.S.A. 21-4704, prior to its  
26 repeal, or K.S.A. 2012 Supp. 21-6804, and amendments thereto, shall be  
27 required to register for such offender's lifetime.

28 (i) Notwithstanding any other provision of law, if a diversionary  
29 agreement or probation order, either adult or juvenile, or a juvenile  
30 offender sentencing order, requires registration under the Kansas offender  
31 registration act for an offense that would not otherwise require registration  
32 as provided in subsection (a)(5) of K.S.A. 22-4902, and amendments  
33 thereto, then all provisions of the Kansas offender registration act shall  
34 apply, except that the duration of registration shall be controlled by such  
35 diversionary agreement, probation order or juvenile offender sentencing  
36 order.

37 (j) The duration of registration does not terminate if the convicted or  
38 adjudicated offender again becomes liable to register as provided by the  
39 Kansas offender registration act during the required period of registration.

40 (k) For any person moving to Kansas who has been convicted or  
41 adjudicated in an out of state court, or who was required to register under  
42 an out of state law, the duration of registration shall be the length of time  
43 required by the out of state jurisdiction or by the Kansas offender

1 registration act, whichever length of time is longer. The provisions of this  
2 subsection shall apply to convictions or adjudications prior to June 1,  
3 2006, and to persons who moved to Kansas prior to June 1, 2006, and to  
4 convictions or adjudications on or after June 1, 2006, and to persons who  
5 moved to Kansas on or after June 1, 2006.

6 (1) For any person residing, maintaining employment or attending  
7 school in this state who has been convicted or adjudicated by an out of  
8 state court of an offense that is comparable to any crime requiring  
9 registration pursuant to the Kansas offender registration act, but who was  
10 not required to register in the jurisdiction of conviction or adjudication, the  
11 duration of registration shall be the duration required for the comparable  
12 offense pursuant to the Kansas offender registration act. ~~The duration of  
13 registration shall begin upon establishing residency, beginning  
14 employment or beginning school.~~

15 Sec. 5. K.S.A. 2012 Supp. 22-4907 is hereby amended to read as  
16 follows: 22-4907. (a) Registration as required by the Kansas offender  
17 registration act shall consist of a form approved by the Kansas bureau of  
18 investigation, which shall include a statement that the requirements  
19 provided in this section have been reviewed and explained to the offender,  
20 and shall be signed by the offender and, except when such reporting is  
21 conducted by certified letter as provided in subsection (b) of K.S.A. 22-  
22 4905, and amendments thereto, witnessed by the person registering the  
23 offender. Such registration form shall include the following offender  
24 information:

- 25 (1) Name and all alias names;
- 26 (2) date and city, state and country of birth, and any alias dates or  
27 places of birth;
- 28 (3) title and statute number of each offense or offenses committed,  
29 date of each conviction or adjudication and court case numbers for each  
30 conviction or adjudication;
- 31 (4) city, county, state or country of conviction or adjudication;
- 32 (5) sex and date of birth or purported age of each victim of all  
33 offenses requiring registration;
- 34 (6) current residential address, any anticipated future residence and  
35 any temporary lodging information including, but not limited to, address,  
36 telephone number and dates of travel for any place in which the offender is  
37 staying for seven or more days; and, if transient, the locations where the  
38 offender has stayed and frequented since last reporting for registration;
- 39 (7) all telephone numbers at which the offender may be contacted  
40 including, but not limited to, all mobile telephone numbers;
- 41 (8) social security number, and all alias social security numbers;
- 42 (9) identifying characteristics such as race, ethnicity, skin tone, sex,  
43 age, height, weight, hair and eye color, scars, tattoos and blood type;

1 (10) occupation and name, address or addresses and telephone  
2 number of employer or employers, and name of any anticipated employer  
3 and place of employment;

4 (11) all current driver's licenses or identification cards, including a  
5 photocopy of all such driver's licenses or identification cards and their  
6 numbers, states of issuance and expiration dates;

7 (12) all vehicle information, including the license plate number,  
8 registration number and any other identifier and description of any vehicle  
9 owned or operated by the offender, or any vehicle the offender regularly  
10 drives, either for personal use or in the course of employment, and  
11 information concerning the location or locations such vehicle or vehicles  
12 are habitually parked or otherwise kept;

13 (13) license plate number, registration number or other identifier and  
14 description of any aircraft or watercraft owned or operated by the offender,  
15 and information concerning the location or locations such aircraft or  
16 watercraft are habitually parked, docked or otherwise kept;

17 (14) all professional licenses, designations and certifications;

18 (15) documentation of any treatment received for a mental  
19 abnormality or personality disorder of the offender; for purposes of  
20 documenting the treatment received, registering law enforcement agencies,  
21 correctional facility officials, treatment facility officials and courts may  
22 rely on information that is readily available to them from existing records  
23 and the offender;

24 (16) a photograph or photographs;

25 (17) fingerprints and palm prints;

26 (18) any and all schools and satellite schools attended or expected to  
27 be attended and the locations of attendance and telephone number;

28 (19) any and all: E-mail addresses; online identities used by the  
29 offender on the internet; information relating to membership in any and all  
30 personal web pages or online social networks; and internet screen names;

31 (20) all travel and immigration documents; and

32 (21) name and telephone number of the offender's probation, parole  
33 or community corrections officer.

34 ~~(b)–(4) The offender shall also provide to the registering law~~  
35 ~~enforcement agency DNA exemplars, unless already on file at the Kansas~~  
36 ~~bureau of investigation provide biological samples for DNA analysis to the~~  
37 ~~registering law enforcement agency as required by K.S.A. 21-2511, and~~  
38 ~~amendments thereto. The biological samples shall be in the form using a~~  
39 ~~DNA databank kit authorized by the Kansas bureau of investigation. The~~  
40 ~~registering law enforcement agency shall forward such biological samples~~  
41 ~~to the Kansas bureau of investigation. Prior to taking such sample, the~~  
42 ~~registering law enforcement agency shall search the Kansas criminal~~  
43 ~~justice information system to determine if such person's DNA profile is~~

1 *currently on file. If such person's DNA profile is on file with the Kansas*  
2 *bureau of investigation, the registering law enforcement agency is not*  
3 *required to take biological samples.*

4 ~~(2) If the exemplars to be taken require the withdrawal of blood, such~~  
5 ~~withdrawal may be performed only by:~~

6 ~~(A) A person licensed to practice medicine or surgery, or a person~~  
7 ~~acting under the supervision of any such licensed person;~~

8 ~~(B) a registered nurse or a licensed practical nurse;~~

9 ~~(C) any qualified medical technician; or~~

10 ~~(D) a licensed phlebotomist.~~

11 Sec. 6. K.S.A. 2012 Supp. 22-4902, 22-4904, 22-4905, 22-4906 and  
12 22-4907 are hereby repealed.

13 Sec. 7. This act shall take effect and be in force from and after its  
14 publication in the statute book.