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MEMORANDUM

To: Interested parties
From: Office of Revisor of Statutes
Date: **July 1, 2011 UPDATED**
Subject: 2011 Criminal Code, 2010 House Bill No. 2668 and the 2011 Session amendments

In order for public safety agencies, practitioners and other interested parties to be prepared to implement and use the Kansas Criminal Code, enacted in House Bill No. 2668 during the 2010 Legislative Session (chapter 136 of the 2010 Session Laws of Kansas), effective July 1, 2011, and as amended in the 2011 Legislative Session, the Office of Revisor of Statutes has assigned a numbering system for the Code prior to the printing of the 2011 Supplements. **This is the statutory numbering assignment which will be in the publication of the 2011 Supplements to the Kansas Statutes Annotated.**

There are three prior spreadsheets which remain unchanged from the 2010 Legislative Session for use by interested parties. The "[Prior Law](#)" document has organized the statutes in numeric order by the statutes in effect prior to July 1, 2011. The "[HB 2668 Sections](#)" document has the statutes organized in numeric order by the sections of 2010 HB 2668. The "[2011 Criminal Code](#)" document has the statutes organized in numeric order by the codified Criminal Code which will take effect on July 1, 2011.

We have updated the spreadsheets which reflect the 2011 Legislative Session amendments for use by interested parties. The "[2011 Updated Prior Law](#)" document has organized the statutes in numeric order by the statutes in effect prior to July 1, 2011. The "[2011 Updated HB 2668 Sections](#)" document has the statutes organized in numeric order by the sections of 2010 HB 2668. The "[2011 Updated 2011 Criminal Code](#)" document has the statutes organized in numeric order by the codified Criminal Code which will take effect on July 1, 2011.

There are statutes that are being transferred as part of the numeric assignments. For example, Article 36a, crimes involving controlled substances, K.S.A. 2010 Supp. 21-36a01 through 21-36a17, will be transferred to Article 57, K.S.A. 2011 Supp. 21-5701 through 21-5717. Also, the Kansas Indoor Clean Air Act, concerning smoking, was not amended in HB 2668. However, the statutes in that act are assigned numbers to be transferred into the proper place in the Code.

Until the 2011 Supplements are published, the following citations are an example of how the statutes should be cited:

Example for section NOT amended in 2011:

Violation of section 40 of chapter 136 of the 2010 Session Laws of Kansas, to be codified at K.S.A. 2011 Supp. 21-5405.

Example for section amended in 2011:

Violation of section 39 of chapter 136 of the 2010 Session Laws of Kansas, as amended by section 17 of chapter 30 of the 2011 Session Laws of Kansas, to be codified at K.S.A. 2011 Supp. 21-5404.

Example for section to be transferred, but NOT amended in 2011:

Violation of K.S.A. 2010 Supp. 21-36a01, to be transferred to K.S.A. 2011 Supp. 21-5701.

Example for section to be transferred and amended in 2011:

Violation of K.S.A. 2010 Supp. 21-36a06, as amended by section 2 of chapter 83 of the 2011 Session Laws of Kansas, to be transferred to K.S.A. 2011 Supp. 21-5706.

At this time, we do not know when the 2011 Supplements will be published.

Questions should be directed to Jill Wolters, Senior Assistant Revisor, at jill.wolters@rs.ks.gov.

Crimes and Punishment Chapter 21

ARTICLE 51. PRELIMINARY

ARTICLE 52. PRINCIPLES OF CRIMINAL LIABILITY

ARTICLE 53. ANTICIPATORY CRIMES

ARTICLE 54. CRIMES AGAINST PERSONS

ARTICLE 55. SEX OFFENSES

ARTICLE 56. CRIMES AFFECTING FAMILY RELATIONSHIPS AND CHILDREN

ARTICLE 57. CRIMES INVOLVING CONTROLLED SUBSTANCES

[transferring K.S.A. 21-36a01 through 21-36a17 to K.S.A. 21-5701 through 21-5717]

ARTICLE 58. CRIMES INVOLVING PROPERTY

ARTICLE 59. CRIMES AFFECTING GOVERNMENT FUNCTIONS

ARTICLE 60. CRIMES AFFECTING PUBLIC TRUST

ARTICLE 61. CRIMES INVOLVING VIOLATIONS OF PERSONAL RIGHTS

ARTICLE 62. CRIMES AGAINST THE PUBLIC PEACE

ARTICLE 63. CRIMES AGAINST THE PUBLIC SAFETY

ARTICLE 64. CRIMES AGAINST THE PUBLIC MORALS

ARTICLE 65. CRIMES AFFECTING BUSINESS

ARTICLE 66. SENTENCING

ARTICLE 67. SENTENCING; CRIMES COMMITTED PRIOR TO JULY 1, 1993

ARTICLE 68. REVISED SENTENCING GUIDELINES