

SENATE BILL No. 40

By Senator Journey

1-10

9 AN ACT concerning crimes and punishment; creating the crime of au-
10 tomated teller machine robbery; aggravated automated teller machine
11 robbery.

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

14 Section 1. (a) Automated teller machine robbery is the taking of
15 property from the person or presence of another by force or threat of
16 bodily harm to any person through the use of an automated teller machine
17 transaction.

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

20 (c) For the purpose of this section, “automated teller machine”
21 means any electronic information processing device located in this state
22 which accepts or dispenses cash in connection with a depositor’s account
23 or accounts.

24 (d) This section shall be part of and supplemental to the Kansas crim-
25 inal code.

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

30 (b) Aggravated automated teller machine robbery is a severity level
31 2, person felony.

32 (c) This section shall be part of and supplemental to the Kansas crim-
33 inal code.

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