

STATE OF KANSAS

SENATE CHAMBER

MR. PRESIDENT:

I move to amend **HB 2331**, As Amended by Senate Committee, on page 1, following line 11, by inserting:

"Section 1. K.S.A. 21-6205 is hereby amended to read as follows: 21-6205. (a) Criminal desecration is:

(1) Knowingly obtaining or attempting to obtain unauthorized control of a dead body or remains of any human being or the coffin, urn or other article containing a dead body or remains of any human being; or

(2) recklessly, by means other than by fire or explosive:

(A) Damaging, defacing or destroying the flag, ensign or other symbol of the United States or this state in which another has a property interest without the consent of such other person;

(B) damaging, defacing or destroying any public monument or structure;

(C) damaging, defacing or destroying any tomb, monument, memorial, marker, grave, vault, crypt gate, tree, shrub, plant or any other property in a cemetery; or

(D) damaging, defacing or destroying any place of worship.

(b) Aggravated criminal desecration is criminal desecration as defined in subsection (a)(1) committed with the intent to conceal the death of a human being or the commission of a crime.

(c)(1) Criminal desecration as defined in:

~~(A)~~ Subsections Subsection (a)(2)(B), (a)(2)(C) or (a)(2)(D) if the property is

damaged to the extent of:

- ~~(A)~~(i) \$25,000 or more is a severity level 7, nonperson felony;
- ~~(B)~~(ii) at least \$1,000 but less than \$25,000 is a severity level 9, nonperson felony; and
- ~~(C)~~(iii) less than \$1,000 is a class A nonperson misdemeanor; and
- ~~(2)~~(B) ~~subsection~~subsection (a)(1) or (a)(2)(A) is a class A nonperson misdemeanor.

~~(2)~~ Aggravated criminal desecration is a severity level 7, nonperson felony.";

On page 6, in line 5, after "K.S.A." by inserting "21-6205,";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after the semicolon by inserting "creating the crime of aggravated criminal desecration when the offender had the intent to conceal a death or the commission of a crime;"; in line 8, after "K.S.A." by inserting "21-6205,"

Senator _____