

As Amended by House Committee

Session of 2025

HOUSE BILL No. 2404

By Committee on Taxation

Requested by Representative Estes

3-6

AN ACT concerning the Kansas offender registration act; making it unlawful for **certain** adult sex offenders to enter onto certain school property or attend certain school activities and creating criminal penalties for violation thereof; **prohibiting certain adult sex offenders from residing within 1,000 feet of any school property; authorizing certain offenders to petition for relief from registration requirements;** amending K.S.A. 22-4901~~and~~, 22-4902 **and 22-4908** and repealing the existing sections.

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

New Section 1. (a) **(1) Except as provided in paragraphs (2), (3) and (4),** it shall be unlawful for any sex offender who is 18 years of age or older and whose underlying crime for which the offender is required to register under the Kansas offender registration act was a crime against a victim who was less than ~~18~~ **16** years of age to enter onto school property or attend a school activity.

(2) The provisions of this subsection shall not apply to a person who enters onto school property for the sole purpose of:

(A) Voting in an election when such school property is being used as a polling place and the person leaves such school property immediately after voting; or

(B) attending a religious service when such school property is being used for a religious service and the person leaves such school property immediately after such religious service.

(3) The provisions of this subsection shall not apply to a person who enters onto school property for instruction or attendance when the person is a student enrolled at a school in the unified school district that is using such property or at an accredited nonpublic school that is using such property. Such school district or school may take actions as necessary to protect the safety of students and school employees.

(4) The provisions of this subsection shall not apply if such offender is a parent or guardian of an enrolled student and complies with any procedures established by the local school board to monitor the whereabouts of the offender for the duration of such offender's

1 presence on the school property or attendance at the school activity. A
2 local school board may create such procedures and, if created, shall
3 publish such procedures on the board's public website and include a
4 method to notify parents of any plan approved for such an offender to
5 be present on school property or attend a school activity at least 14
6 days prior to such presence or attendance.

7 (b) Violation of this section is:

- 8 (1) Upon a first conviction, a severity level ~~6~~ 8, person felony;
9 (2) upon a second conviction, a severity level 5, person felony; and
10 (3) upon a third or subsequent conviction, a severity level 3, person
11 felony.

12 (c) This section shall be a part of and supplemental to the Kansas
13 offender registration act.

14 **New Sec. 2. (a) Except as provided in subsection (b), a sex**
15 **offender who is 18 years of age or older and required to register for**
16 **such offender's lifetime and whose underlying crime for which the**
17 **offender is required to register under the Kansas offender registration**
18 **act was a crime against a victim who was less than 18 years of age**
19 **shall not reside within 1,000 feet of any school property.**

20 (b) A sex offender described in subsection (a) may reside within
21 1,000 feet of a school property if such offender:

22 (1) Resides in a residence prior to July 1, 2025, that is within
23 1,000 feet of a school property. Such offender shall, prior to July 31,
24 2025, notify the registering law enforcement agency of the county or
25 location of jurisdiction where such school property is located that such
26 offender resides within 1,000 feet of such school property and provide
27 verifiable proof to such agency that such offender resided in such
28 residence prior to July 1, 2025; or

29 (2) resides in a residence that was not within 1,000 feet of a school
30 property but school property has been subsequently built or acquired
31 within 1,000 feet of such residence. Not later than 7 days after such
32 school property begins being used for instruction of students, such
33 offender shall notify the registering law enforcement agency of the
34 county or location of jurisdiction where such school property is
35 located that such offender resides within 1,000 feet of such school
36 property and provide verifiable proof to such agency that such
37 offender resided in such residence prior to such school property being
38 used for instruction of students.

39 (c) For the purposes of this section, 1,000 feet shall be measured
40 from the edge of the structure in which the offender resides, including
41 an attached garage, that is nearest to the school property to the edge
42 of the school property that is nearest to such structure.

43 (d) As used in this section, "school property" means property

1 upon which is located a structure used by a unified school district or
2 an accredited nonpublic school for instruction for students enrolled in
3 kindergarten or any of the grades one through 12.

4 (e) This section shall be a part of and supplemental to the Kansas
5 offender registration act.

6 Sec. 2 3. K.S.A. 22-4901 is hereby amended to read as follows: 22-
7 4901. ~~K.S.A. 22-4901 through 22-4911 and 22-4913~~ *Article 49 of chapter*
8 *22 of the Kansas Statutes Annotated*, and amendments thereto, shall be
9 known and may be cited as the Kansas offender registration act.

10 Sec. 3 4. K.S.A. 22-4902 is hereby amended to read as follows: 22-
11 4902. As used in the Kansas offender registration act, unless the context
12 otherwise requires:

13 (a) "Offender" means:

14 (1) A sex offender;

15 (2) a violent offender;

16 (3) a drug offender;

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

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

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

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

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

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

30 (4) on or after July 1, 1997, is convicted of any of the following
31 crimes when one of the parties involved is less than 18 years of age:

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

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

36 (C) promoting prostitution, as defined in K.S.A. 21-3513, prior to its
37 repeal, or K.S.A. 21-6420, prior to its amendment by section 17 of chapter
38 120 of the 2013 Session Laws of Kansas on July 1, 2013;

39 (D) patronizing a prostitute, as defined in K.S.A. 21-3515, prior to its
40 repeal, or K.S.A. 21-6421, prior to its amendment by section 18 of chapter
41 120 of the 2013 Session Laws of Kansas on July 1, 2013; or

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

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

3 (6) is convicted of sexual extortion, as defined in K.S.A. 21-5515,
4 and amendments thereto;

5 (7) is convicted of breach of privacy, as defined in K.S.A. 21-6101(a)
6 (6), (a)(7) or (a)(8), and amendments thereto;

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

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

14 (c) "Sexually violent crime" means:

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

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

19 (3) aggravated indecent liberties with a child, as defined in K.S.A.
20 21-3504, prior to its repeal, or K.S.A. 21-5506(b), and amendments
21 thereto;

22 (4) criminal sodomy, as defined in K.S.A. 21-3505(a)(2) or (a)(3),
23 prior to its repeal, or K.S.A. 21-5504(a)(3) or (a)(4), and amendments
24 thereto;

25 (5) aggravated criminal sodomy, as defined in K.S.A. 21-3506, prior
26 to its repeal, or K.S.A. 21-5504(b), and amendments thereto;

27 (6) indecent solicitation of a child, as defined in K.S.A. 21-3510,
28 prior to its repeal, or K.S.A. 21-5508(a), and amendments thereto;

29 (7) aggravated indecent solicitation of a child, as defined in K.S.A.
30 21-3511, prior to its repeal, or K.S.A. 21-5508(b), and amendments
31 thereto;

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

34 (9) aggravated sexual battery, as defined in K.S.A. 21-3518, prior to
35 its repeal, or K.S.A. 21-5505(b), and amendments thereto;

36 (10) aggravated incest, as defined in K.S.A. 21-3603, prior to its
37 repeal, or K.S.A. 21-5604(b), and amendments thereto;

38 (11) electronic solicitation, as defined in K.S.A. 21-3523, prior to its
39 repeal, and K.S.A. 21-5509, and amendments thereto;

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

42 (13) aggravated human trafficking, as defined in K.S.A. 21-3447,
43 prior to its repeal, or K.S.A. 21-5426(b), and amendments thereto, if

1 committed in whole or in part for the purpose of the sexual gratification of
2 the defendant or another;

3 (14) commercial sexual exploitation of a child, as defined in K.S.A.
4 21-6422, and amendments thereto;

5 (15) promoting the sale of sexual relations, as defined in K.S.A. 21-
6 6420, and amendments thereto;

7 (16) internet trading in child pornography or aggravated internet
8 trading in child pornography, as defined in K.S.A. 21-5514, and
9 amendments thereto;

10 (17) any conviction or adjudication for an offense that is comparable
11 to a sexually violent crime as defined in this subsection, or any out-of-state
12 conviction or adjudication for an offense that under the laws of this state
13 would be a sexually violent crime as defined in this subsection;

14 (18) an attempt, conspiracy or criminal solicitation, as defined in
15 K.S.A. 21-3301, 21-3302 or 21-3303, prior to their repeal, or K.S.A. 21-
16 5301, 21-5302, 21-5303, and amendments thereto, of a sexually violent
17 crime, as defined in this subsection; or

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

25 (d) "Sexually violent predator" means any person who, on or after
26 July 1, 2001, is found to be a sexually violent predator pursuant to K.S.A.
27 59-29a01 et seq., and amendments thereto.

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

29 (1) On or after July 1, 1997, is convicted of any of the following
30 crimes:

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

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

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

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

39 (E) involuntary manslaughter, as defined in K.S.A. 21-3404, prior to
40 its repeal, or K.S.A. 21-5405(a)(1), (a)(2) or (a)(4), and amendments
41 thereto. The provisions of this paragraph shall not apply to violations of
42 K.S.A. 21-5405(a)(3), and amendments thereto, that occurred on or after
43 July 1, 2011, through July 1, 2013;

1 (F) kidnapping, as defined in K.S.A. 21-3420, prior to its repeal, or
2 K.S.A. 21-5408(a), and amendments thereto;

3 (G) aggravated kidnapping, as defined in K.S.A. 21-3421, prior to its
4 repeal, or K.S.A. 21-5408(b), and amendments thereto;

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

8 (I) aggravated human trafficking, as defined in K.S.A. 21-3447, prior
9 to its repeal, or K.S.A. 21-5426(b), and amendments thereto, if not
10 committed in whole or in part for the purpose of the sexual gratification of
11 the defendant or another;

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

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

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

23 (f) "Drug offender" includes any person who, on or after July 1, 2007:

24 (1) Is convicted of any of the following crimes:

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

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

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

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

1 or

2 (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. 21-5301, 21-5302 and 21-5303, and amendments
5 thereto, of an offense defined in this subsection.

6 (g) Convictions or adjudications that 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 nonconsecutive 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" includes, but is not 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 (t) *"School activity" means an activity sponsored by a unified school*
19 *district or an accredited nonpublic school at which students in*
20 *kindergarten or any of the grades one through 12 or children under the*
21 *age of eligibility to attend kindergarten who attend a preschool program*
22 *are the primary intended participants or the primary intended audience,*
23 *including, but not limited to, school instructional time, after school care,*
24 *after school tutoring, athletic events, school dances and social events,*
25 *field trips, school plays or assemblies.*

26 (u) *"School property" means property upon which is located a*
27 *structure used by a unified school district or an accredited nonpublic*
28 *school for instruction, attendance or extracurricular activities for students*
29 *enrolled in kindergarten or any of the grades one through 12 or for*
30 *children under the age of eligibility to attend kindergarten who attend a*
31 *preschool program.*

32 (v) (1) Notwithstanding any other provision of this section,
33 "offender" shall not include any person who is:

34 (A) Convicted of unlawful transmission of a visual depiction of a
35 child, as defined in K.S.A. 21-5611(a), and amendments thereto,
36 aggravated unlawful transmission of a visual depiction of a child, as
37 defined in K.S.A. 21-5611(b), and amendments thereto, or unlawful
38 possession of a visual depiction of a child, as defined in K.S.A. 21-5610,
39 and amendments thereto;

40 (B) adjudicated as a juvenile offender for an act which, if committed
41 by an adult, would constitute the commission of a crime defined in
42 subsection ~~(t)(1)(A)~~ (v)(1)(A);

43 (C) adjudicated as a juvenile offender for an act which, if committed

1 by an adult, would constitute the commission of sexual extortion as
2 defined in K.S.A. 21-5515, and amendments thereto; or

3 (D) adjudicated as a juvenile offender for an act which, if committed
4 by an adult, would constitute a violation of K.S.A. 21-6101(a)(6), (a)(7) or
5 (a)(8), and amendments thereto.

6 (2) Notwithstanding any other provision of law, a court shall not
7 order any person to register under the Kansas offender registration act for
8 the offenses described in subsection ~~(t)(1)~~ (v)(1).

9 **Sec. 5. K.S.A. 22-4908 is hereby amended to read as follows: 22-**
10 **4908. (a) (1) Except as provided in subsection (b), a drug offender who**
11 **is required to register under the Kansas offender registration act may**
12 **file a verified petition for relief from registration requirements if the**
13 **offender has registered for a period of at least five years after the date**
14 **of parole, discharge or release, whichever date is most recent, or, if not**
15 **confined, five years from the date of conviction or adjudication.**

16 (2) *Except as provided in subsection (b), an offender described in this*
17 *paragraph who is required to register under the Kansas offender*
18 *registration act may file a verified petition for relief from registration*
19 *requirements if the offender has registered for a period of at least 10 years*
20 *after the date of parole, discharge or release, whichever date is most*
21 *recent, or, if not confined, 10 years from the date of conviction or*
22 *adjudication:*

23 (A) *An offender who was convicted or adjudicated of an offense prior*
24 *to July 1, 2011, that, at the time of conviction or adjudication, did not*
25 *require such offender to register under the Kansas offender registration*
26 *act, but is required to register because of the retroactive application of*
27 *section 6 of chapter 95 of the 2011 Session Laws of Kansas; and*

28 (B) *an offender who was originally required to register under the*
29 *Kansas offender registration act for 10 years for an offense committed*
30 *prior to July 1, 2011, but is required to register for a longer period*
31 *because of the retroactive application of section 6 of chapter 95 of the*
32 *2011 Session Laws of Kansas.*

33 (b) **An offender who is required to register pursuant to K.S.A. 22-**
34 **4906(k), and amendments thereto, because of an out-of-state**
35 **conviction or adjudication may not petition for relief from registration**
36 **requirements in this state if the offender would be required to register**
37 **under the law of the state or jurisdiction where the conviction or**
38 **adjudication occurred. If the offender would no longer be required to**
39 **register under the law of the state or jurisdiction where the conviction**
40 **or adjudication occurred, the offender may file a verified petition**
41 **pursuant to subsection (a).**

42 (c) **Any period of time during which an offender is incarcerated**
43 **in any jail or correctional facility or during which the offender does**

1 not substantially comply with the requirements of the Kansas offender
2 registration act shall not count toward the duration of registration
3 required in subsection (a).

4 (d) (1) A verified petition for relief from registration
5 requirements shall be filed in the district court in the county where the
6 offender was convicted or adjudicated of the offense requiring
7 registration. If the offender was not convicted or adjudicated in this
8 state of the offense requiring registration, such petition shall be filed
9 in the district court of any county where the offender is currently
10 required to register. The docket fee shall be as provided in K.S.A. 60-
11 2001, and amendments thereto.

12 (2) The petition shall include:

13 (A) The offender's full name;

14 (B) the offender's full name at the time of conviction or
15 adjudication for the offense or offenses requiring registration, if
16 different than the offender's current name;

17 (C) the offender's sex, race and date of birth;

18 (D) the offense or offenses requiring registration;

19 (E) the date of conviction or adjudication for the offense or
20 offenses requiring registration;

21 (F) the court in which the offender was convicted or adjudicated
22 of the offense or offenses requiring registration;

23 (G) whether the offender has been arrested, convicted,
24 adjudicated or entered into a diversion agreement for any crime
25 during the period the offender is required to register; and

26 (H) the names of all treatment providers and agencies that have
27 treated the offender for mental health, substance abuse and offense-
28 related behavior since the date of the offense or offenses requiring
29 registration.

30 (3) The judicial council shall develop a petition form for use
31 under this section.

32 (4) When a petition is filed, the court shall set a date for a hearing
33 on such petition and cause notice of the hearing to be given to the
34 county or district attorney in the county where the petition is filed.
35 Any person who may have relevant information about the offender
36 may testify at the hearing.

37 (5) The county or district attorney shall notify any victim of the
38 offense requiring registration who is alive and whose address is known
39 or, if the victim is deceased, the victim's family if the family's address
40 is known. The victim or victim's family shall not be compelled to
41 testify or provide any discovery to the offender.

42 (6) The county or district attorney shall have access to all
43 applicable records, including records that are otherwise confidential

1 or privileged.

2 (e) (1) The court may require a drug offender who is petitioning
3 for relief under this section to undergo a risk assessment.

4 (2) Any risk assessment ordered under this subsection shall be
5 performed by a professional agreed upon by the parties or a
6 professional approved by the court. Such risk assessment shall be
7 performed at the offender's expense.

8 (f) The court shall order relief from registration requirements if
9 the offender shows by clear and convincing evidence that:

10 (1) The offender has not been convicted or adjudicated of a
11 felony, other than a felony violation or aggravated felony violation of
12 K.S.A. 22-4903, and amendments thereto, within the five years
13 immediately preceding the filing of the petition, and no proceedings
14 involving any such felony are presently pending or being instituted
15 against the offender;

16 (2) the offender's circumstances, behavior and treatment history
17 demonstrate that the offender is sufficiently rehabilitated to warrant
18 relief; and

19 (3) registration of the offender is no longer necessary to promote
20 public safety.

21 (g) If the court denies an offender's petition for relief, the
22 offender shall not file another petition for relief until three years have
23 elapsed, unless a shorter time period is ordered by the court.

24 (h) If the court grants relief from registration requirements, the
25 court shall order that the offender be removed from the offender
26 registry and that the offender is no longer required to comply with
27 registration requirements. Within 14 days of any order, the court shall
28 notify the Kansas bureau of investigation and any local law
29 enforcement agency that registers the offender that the offender has
30 been granted relief from registration requirements. The Kansas
31 bureau of investigation shall remove such offender from any internet
32 website maintained pursuant to K.S.A. 22-4909, and amendments
33 thereto.

34 (i) An offender may combine a petition for relief under this
35 section with a petition for expungement under K.S.A. 21-6614, and
36 amendments thereto, if the offense requiring registration is otherwise
37 eligible for expungement.

38 ~~Sec.-4. 6. K.S.A. 22-4901—and, 22-4902 and 22-4908 are hereby~~
39 ~~repealed.~~

40 ~~Sec.-5. 7. This act shall take effect and be in force from and after its~~
41 ~~publication in the statute book.~~