

## HOUSE BILL No. 2601

By Committee on Corrections and Juvenile Justice

2-2

1 AN ACT concerning crimes, criminal procedure and punishment; relating  
2 to providing information to law enforcement; relating to interference  
3 with law enforcement; amending K.S.A. 22-2402 and K.S.A. 2011  
4 Supp. 21-5904 and repealing the existing sections.  
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6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 2011 Supp. 21-5904 is hereby amended to read as  
8 follows: 21-5904. (a) Interference with law enforcement is:

9 (1) Falsely reporting to a law enforcement officer or state  
10 investigative agency that a crime has been committed, knowing that such  
11 information is false and intending that the officer or agency shall act in  
12 reliance upon such information; ~~or~~

13 (2) knowingly obstructing, resisting or opposing any person  
14 authorized by law to serve process in the service or execution or in the  
15 attempt to serve or execute any writ, warrant, process or order of a court,  
16 or in the discharge of any official duty; *or*

17 (3) *refusing to provide information demanded by a law enforcement*  
18 *officer pursuant to K.S.A. 22-2402, and amendments thereto.*

19 (b) ~~(+)~~ Interference with law enforcement:

20 (1) As defined in subsection (a)(1) *or (a)(3)* is a class A  
21 misdemeanor;

22 (2) ~~Interference with law enforcement~~ as defined in subsection (a)(2)  
23 is a:

24 (A) Severity level 9, nonperson felony in the case of a felony, or  
25 resulting from parole or any authorized disposition for a felony; and

26 (B) class A nonperson misdemeanor in the case of a misdemeanor, or  
27 resulting from any authorized disposition for a misdemeanor, or a civil  
28 case.

29 Sec. 2. K.S.A. 22-2402 is hereby amended to read as follows: 22-  
30 2402. (1) Without making an arrest, a law enforcement officer may stop  
31 any person in a public place whom such officer reasonably suspects is  
32 committing, has committed or is about to commit a crime and may demand  
33 of the name, address *and date of birth* of such suspect and an explanation  
34 of such suspect's actions.

35 (2) When a law enforcement officer has stopped a person for  
36 questioning pursuant to this section and reasonably suspects that such

1 officer's personal safety requires it, such officer may frisk such person for  
2 firearms or other dangerous weapons. If the law enforcement officer finds  
3 a firearm or weapon, or other thing, the possession of which may be a  
4 crime or evidence of crime, such officer may take and keep it until the  
5 completion of the questioning, at which time such officer shall either  
6 return it, if lawfully possessed, or arrest such person.

7 Sec. 3. K.S.A. 22-2402 and K.S.A. 2011 Supp. 21-5904 are hereby  
8 repealed.

9 Sec. 4. This act shall take effect and be in force from and after its  
10 publication in the statute book.

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