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LEGISLATURE *of* THE STATE *of* KANSAS
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MEMORANDUM

To: Senate Committee on Judiciary
From: Jenna Moyer, Assistant Revisor of Statutes
Date: February 20, 2019
Subject: SB80 – Increasing the penalty for criminal possession of a weapon and adding ammunition to the definition of weapon.

SB 80 amends K.S.A. 2018 Supp. 21-6304, criminal possession of a weapon by a convicted felon by increasing from a severity level 8, nonperson felony to a severity level 6, nonperson felony. This bill would also amend the definition of weapon in subsection (c) to include ammunition.

Generally, possession of weapon is criminalized when the person possessing the weapon has been convicted of:

- (1) A person felony or a violation of the uniform controlled substance act while possessing a firearm;
- (2) a felony within the last five years without being found in possession of a firearm at the time;
- (3) certain crimes against persons, sex offenses, or burglary where there is a person present within the last ten years without being found in possession of a firearm at the time; or
- (4) a nonperson felony within the last ten years while possessing a firearm.