

SENATE BILL No. 134

By Committee on Judiciary

2-8

1 AN ACT concerning crimes, punishment and criminal procedure; relating
2 to counterfeiting currency; amending K.S.A. 2018 Supp. 21-5840 and
3 repealing the existing section.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2018 Supp. 21-5840 is hereby amended to read as
7 follows: 21-5840. (a) Counterfeiting currency is, ~~with the intent to~~
8 ~~defraud:~~

9 (1) Making, forging, ~~counterfeiting~~ or altering any note, *currency,*
10 obligation or security of the United States *with the intent to defraud;*

11 (2) distributing, or possessing with the intent to distribute, any *note,*
12 *currency,* obligation or security of the United States knowing such *note,*
13 *currency,* obligation or security has been ~~so falsely made, forged,~~
14 ~~counterfeited or altered~~ ***made, forged or altered with the intent to***
15 ***defraud;*** or

16 (3) possessing any paper, ink, printer, press, currency plate, *computer*
17 or other item with the intent to ~~produce any counterfeit~~ *make, forge,*
18 ~~counterfeit~~ *or alter any note, currency, obligation or security of the United*
19 *States.*

20 (b) Counterfeiting currency as defined in:

21 (1) Subsection (a)(1) or (a)(2) is a:

22 (A) Severity level 7, nonperson felony, if the total face value of the
23 *notes, currency,* obligations or securities ~~seized~~ is \$25,000 or more; and

24 (B) severity level 8, nonperson felony, if the total face value of the
25 *notes, currency,* obligations or securities ~~seized~~ is less than \$25,000; and

26 (2) subsection (a)(3) is a severity level 9, nonperson felony.

27 (c) This section shall be part of and supplemental to the Kansas
28 criminal code.

29 Sec. 2. K.S.A. 2018 Supp. 21-5840 is hereby repealed.

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