

SELECTED KANSAS CRIMINAL STATUTES AND CLASSIFICATION THEREOF¹

ARTICLE 34 - CRIMES AGAINST PERSONS

21-3439. Capital murder - an off-grid person felony (punishable by execution or life imprisonment).

21-3401. Murder in the first degree - an off grid offense (punishable by life imprisonment).

21-3402. Murder in the second degree - severity level 1 or 2, person felony

21-3403. Voluntary manslaughter - severity level 3, person felony.

21-3404. Involuntary manslaughter - severity level 5, person felony.

21-3405. Vehicular homicide - class A person misdemeanor.

21-3406. Assisting suicide - severity level 3 or 9, person felony.

21-3408. Assault - class C person misdemeanor.

21-3409. Assault of a law enforcement officer - class A person misdemeanor.

21-3410. Aggravated assault - severity level 7, person felony, subject to the provisions of subsection (h) of K.S.A. 21-4704 and amendments thereto.

21-3411. Aggravated assault of a law enforcement officer. severity level 6, person felony, subject to the provisions of subsection (g) of K.S.A. 21-4704, and amendments thereto.

¹The following list is not intended to be, nor is it, a full and complete list of every crime as defined by Kansas Law. To review the complete list of criminal statutes please see the Kansas Statutes Annotated, which has the full text of each criminal statute, along with the legislative history and citations to cases and legal publications dealing with each such statute. The Kansas Statutes annotated can be found on the Kansas Legislature's Web Site, which may be found at <http://www.kslegislature.org/cgi-bin/statutes/index.cgi>.

- 21-3412. Battery - class B person misdemeanor.
- 21-3413. Battery against a law enforcement officer - a class A person misdemeanor or a severity level 5, person felony.
- 21-3414. Aggravated battery - a severity level 4, 5, 7 or 8 person felony, subject to the provisions of subsection (h) of K.S.A. 21-4704 and amendments thereto.
- 21-3415. Aggravated battery against a law enforcement officer - a severity level 3 or 6, person felony, subject to the provisions of subsection (g) of K.S.A. 21-4704 and amendments thereto.
- 21-3416. Unlawful interference with a firefighter - a class B person misdemeanor.
- 21-3418. Permitting dangerous animal to be at large - a class B misdemeanor.
- 21-3419. Criminal threat - a severity level 9, person felony.
- 21-3419a. Aggravated criminal threat - a severity level 4- 6, person felony.
- 21-3420. Kidnapping - a severity level 3, person felony.
- 21-3421. Aggravated kidnapping - a severity level 1, person felony.
- 21-3422. Interference with parental custody - a class A person misdemeanor or a severity level 10, person felony.
- 21-3422a. Aggravated interference with parental custody - a severity level 7, person felony.
- 21-3423. Interference with custody of a committed person - a class A nonperson misdemeanor.
- 21-3424. Criminal restraint - a class A person misdemeanor.
- 21-3425. Mistreatment of a confined person - a class A person misdemeanor.
- 21-3426. Robbery - a severity level 5, person felony.
- 21-3427. Aggravated robbery - a severity level 3, person felony.
- 21-3428. Blackmail - a severity level 7, nonperson felony.
- 21-3430. Income tax returns; disclosure or use for commercial purposes information obtained in preparing - a class A nonperson misdemeanor.
- 21-3434. Promoting or permitting hazing - a class B nonperson misdemeanor.

21-3435. Exposing another to a life threatening communicable disease - a severity level 7, person felony.

21-3436. Inherently dangerous felony; definitions.

21-3437. Mistreatment of a dependent adult - a severity level 6, person felony, or a class A person misdemeanor.

21-3438. Stalking - a severity level 10, person felony.

21-3440. Injury to a pregnant woman - a severity level 5, person felony or a class A person misdemeanor.

21-3441. Injury to a pregnant woman by vehicle - a severity level 5, person felony or a class A person misdemeanor.

ARTICLE 35 - SEX OFFENSES

21-3501. Definitions - (1) "Sexual intercourse" (2) "Sodomy" (3) "Spouse" (4) "Unlawful sexual act"

21-3502. Rape - a severity level 1 or 2, person felony.

21-3503. Indecent liberties with a child - a severity level 5, person felony.

21-3504. Aggravated indecent liberties with a child - a severity level 3 or 4, person felony.

21-3505. Criminal sodomy - either a class B nonperson misdemeanor or a severity level 3, person felony.

21-3506. Aggravated criminal sodomy - a severity level 2, person felony.

21-3507. Adultery - a class C misdemeanor.

21-3508. Lewd and lascivious behavior - either a class B nonperson misdemeanor, or a severity level 9, person felony.

21-3510. Indecent solicitation of a child - a severity level 7, person felony.

21-3511. Aggravated indecent solicitation of a child - a severity level 6, person felony.

21-3512. Prostitution - a class B nonperson misdemeanor.

21-3513. Promoting prostitution - either a class A person misdemeanor or a severity level 6 or 7, person felony.

21-3515. Patronizing a prostitute - a class C misdemeanor.

21-3516. Sexual exploitation of a child - a severity level 5, person felony.

21-3517. Sexual battery - a class A person misdemeanor.

21-3518. Aggravated sexual battery - a severity level 5, person felony.

21-3520. Unlawful sexual relations - a severity level 10, person felony.

ARTICLE 36 - CRIMES AFFECTING FAMILY RELATIONSHIPS & CHILDREN

21-3601. Bigamy - severity level 10, nonperson felony.

21-3602. Incest - severity level 10, person felony.

21-3603. Aggravated incest - severity level 5 or 7, person felony.

21-3604. Abandonment of a child - severity level 8, person felony.

21-3605. Non-support of a child or spouse - severity level 10, nonperson felony.

21-3608. Endangering a child - class A person misdemeanor.

21-3609. Abuse of a child - severity level 5, person felony.

21-3610. Furnishing alcoholic liquor or cereal malt beverage to a minor - a class B person misdemeanor for which the minimum fine is \$200.

21-3610b. Furnishing alcoholic beverages to a minor for illicit purposes - severity level 9, person felony.

21-3612. Contributing to a child's misconduct or deprivation - class A nonperson misdemeanor, a severity level 7 or 8, person felony.

ARTICLE 37 - CRIMES AGAINST PROPERTY

21-3701. Theft. - Theft of property of the value of \$25,000 or more is a severity level 7, nonperson felony. Theft of property of the value of at least \$500 but less than \$25,000 is a severity level 9, nonperson felony. Theft of property of the value of less than \$500 is a class A nonperson misdemeanor. Theft of property of the value of less than \$500 is a severity level 9,

nonperson felony if committed by a person who has, within five years immediately preceding commission of the crime, been convicted of theft two or more times.

21-3702. Prima facie evidence of intent to permanently deprive owner or lessor of possession, use or benefit of property.

21-3703. Theft of lost or mislaid property - class A nonperson misdemeanor.

21-3704. Theft of services - Theft of services of the value of \$25,000 or more is a severity level 7, nonperson felony. Theft of services of the value of at least \$500 but less than \$25,000 is a severity level 9, nonperson felony. Theft of services of the value of less than \$500 is a class A nonperson misdemeanor.

21-3705. Criminal deprivation of property - Criminal deprivation of property that is a motor vehicle, as defined in K.S.A. 8-1437, and amendments thereto, is a class A nonperson misdemeanor. Upon a first conviction of this subsection, a person shall be sentenced to not less than 30 days nor more than one year's imprisonment and fined not less than \$100. Upon a second or subsequent conviction of this subsection, a person shall be sentenced to not less than 60 days nor more than one year's imprisonment and fined not less than \$200. The person convicted shall not be eligible for release on probation, suspension or reduction of sentence or parole until the person has served the minimum mandatory sentence as provided herein. The mandatory provisions of this subsection shall not apply to any person where such application would result in a manifest injustice. Criminal deprivation of property other than a motor vehicle, as defined in K.S.A. 8-1437, and amendments thereto, is a class A nonperson misdemeanor. Upon a second or subsequent conviction of this subsection, a person shall be sentenced to not less than 30 days imprisonment and fined not less than \$100, except that the provisions of this subsection relating to a second or subsequent conviction shall not apply to any person where such application would result in a manifest injustice.

21-3707. Giving a worthless check - Giving a worthless check is a severity level 7, nonperson felony if the check, draft or order is drawn for \$25,000 or more. Giving a worthless check is a severity level 9, nonperson felony if the check, draft or order is drawn for at least \$500 but less than \$25,000. Giving a worthless check is a class A nonperson misdemeanor if the check, draft or order is drawn for less than \$500. Giving a worthless check, draft or order drawn for less than \$500 is a severity level 9, nonperson felony if committed by a person who has, within five years immediately preceding commission of the crime, been convicted of giving a worthless check two or more times.

21-3709. Causing an unlawful prosecution for worthless check - class A nonperson misdemeanor.

21-3710. Forgery - severity level 8, nonperson felony. On a first conviction shall be fined the lesser of the amount of the forged instrument or \$500. On a second conviction of a violation of this section, a person shall be required to serve at least 30 days' imprisonment as a condition of probation, and fined the lesser of the amount of the forged instrument or \$1,000. On a third or subsequent conviction of a violation of this section, a person shall be required to serve at least 45

days' imprisonment as a condition of probation, and fined the lesser of the amount of the forged instrument or \$2,500.

21-3711. Making false information - severity level 8, nonperson felony.

21-3712. Destroying a written instrument - severity level 9, nonperson felony.

21-3713. Altering a legislative document - severity level 9, nonperson felony.

21-3715. Burglary - a severity level 7 or 9, nonperson felony.

21-3716. Aggravated burglary - severity level 5, person felony.

21-3718. Arson - severity level 6 or 7, person felony.

21-3719. Aggravated arson - resulting in a substantial risk of bodily harm is a severity level 3, person felony, and resulting in no substantial risk of bodily harm is a severity level 6, person felony.

21-3720. Criminal damage to property - a severity level 7, nonperson felony if the property is damaged to the extent of \$25,000 or more, a severity level 9, nonperson felony if the property is damaged to the extent of at least \$500 but less than \$25,000, a class B nonperson misdemeanor if the property damaged is of the value of less than \$500 or is of the value of \$500 or more and is damaged to the extent of less than \$500.

21-3721. Criminal trespass - a class B nonperson misdemeanor. Upon a conviction of a violation of subsection (a)(1)(C), a person shall be sentenced to not less than 48 consecutive hours of imprisonment which must be served either before or as a condition of any grant of probation or suspension, reduction of sentence or parole.

21-3722. Littering - a class C misdemeanor.

21-3724. Tampering with a landmark - a class C misdemeanor.

21-3725. Tampering with a traffic signal - a class C misdemeanor.

21-3726. Aggravated tampering with a traffic signal - which results or could result in an accident causing the death or great bodily injury of any person is a severity level 7, nonperson felony.

21-3727. Injury to a domestic animal - a class A nonperson misdemeanor.

21-3728. Criminal hunting - is a class C misdemeanor. Upon the first conviction thereof after the effective date of this act, and in addition to any authorized sentence imposed by the court, such court may require the forfeiture of the convicted person's hunting or fishing license, or both, or, in any case where such person has a combination license, the court may require forfeiture of a part or all of

such license and the court may order such person to refrain from hunting or fishing, or both, for up to one year from the date of such conviction. Upon any subsequent conviction thereof, and in addition to any authorized sentence imposed by the court, such court shall require the forfeiture of the convicted person's hunting or fishing license, or both, or, in any case where such person has a combination license, the court shall require the forfeiture of a part or all of such license and the court shall order such person to refrain from hunting or fishing, or both, for one year from the date of such conviction.

21-3729. Criminal use of a financial card - is a severity level 7, nonperson felony if the money, goods, property, services or communication services obtained within any seven-day period are of the value of \$25,000 or more; is a severity level 9, nonperson felony if the money, goods, property, services or communication services obtained within any seven-day period are of the value of at least \$500 but less than \$25,000; is a class A nonperson misdemeanor if the money, goods, property, services or communication services obtained within a seven-day period are of the value of less than \$500.

21-3730. Unlawful manufacture or disposal of false tokens - is a class B nonperson misdemeanor.

21-3731. Criminal use of explosives - is a severity level 6 or 8, person felony.

21-3734. Impairing a security interest - is a severity level 7, nonperson felony when the personal property subject to the security interest is of the value of \$25,000 or more and is subject to a security interest of \$25,000 or more; is a severity level 9, nonperson felony when the personal property subject to the security interest is of the value of at least \$500 and is subject to a security interest of at least \$500 and either the value of the property or the security interest is less than \$25,000; is a class A nonperson misdemeanor when the personal property subject to the security interest is of the value of less than \$500, or of the value of \$500 or more but subject to a security interest of less than \$500.

21-3736. Warehouse receipt fraud - is a severity level 10, nonperson felony.

21-3737. Unauthorized delivery of stored goods - a class A nonperson misdemeanor.

21-3738. Automobile master key violation - a class C misdemeanor.

21-3739. Posting of political pictures and political advertisements - a class C misdemeanor.

21-3742. Throwing or otherwise casting rocks or other objects onto street, highway or railroad right-of-way or railroad property - a severity level 6 or 7, person felony.

21-3743. Sale of re-cut or re-grooved tires - a class B nonperson misdemeanor.

21-3748. Piracy of recordings - a severity level 9, nonperson felony.

21-3749. Dealing in pirated recordings - a class A nonperson misdemeanor if the offense involves less than seven audio visual recordings, or less than 100 sound recordings during a 180-day period; or a severity level 9, nonperson felony if the offense involves seven or more audio visual recordings, or 100 or more sound recordings during a 180-day period.

21-3750. Non-disclosure of source of recordings - a class A nonperson misdemeanor if the offense involves less than seven audio visual recordings, or less than 100 sound recordings during a 180-day period; or a severity level 9, nonperson felony if the offense involves seven or more audiovisual recordings, or 100 or more sound recordings, during a 180-day period.

21-3755. Computer crime; computer password disclosure; computer trespass - a severity level 8, nonperson felony or a class A nonperson misdemeanor.

21-3756. Adding dockage or foreign material to grain; application of section - a severity level 9, nonperson felony.

21-3757. Odometers; unlawful acts; penalties; definitions - a severity level 9, nonperson felony.

21-3758. Certificate of titles; failure to show complete chain of title - a class C misdemeanor.

21-3759. Commercial fossil hunting without landowner's authorization; unlawful acts - a class A or B nonperson misdemeanor.

21-3760. Maintenance of a common nuisance - a misdemeanor punishable by imprisonment for not more than one year or by a fine not exceeding \$25,000, or by both.

21-3761. Trespassing on railroad property; causing derailment of railroad equipment - a class A nonperson misdemeanor unless damage or destruction of railroad property when such loss is valued at more than \$1,500 upon conviction shall be guilty of a severity level 8, nonperson felony.

21-3762. Establishing, operating, advertising or promoting a pyramid promotional scheme - a severity level 9, nonperson felony.

21-3763. Counterfeiting - Counterfeiting of the retail value of less than \$500 is a class A nonperson misdemeanor; Counterfeiting of the retail value of at least \$500 but less than \$25,000; that involves more than 100 but less than 1,000 items bearing a counterfeit mark; or on a second violation is a severity level 9, nonperson felony; Counterfeiting of the retail value of \$25,000 or more; that involves 1,000 or more items bearing a counterfeit mark; or on a third or subsequent violation is a severity level 7, nonperson felony.

21-3764. Theft detection shielding device - a severity level 9, nonperson felony.

21-3765. Failing to pay for motor fuel - a class A nonperson misdemeanor and upon any subsequent conviction, the division shall: upon a person's second conviction, suspend the person's driving

privileges for six months; and upon a person's third or subsequent conviction, suspend the person's driving privileges for one year.

21-3766. Tampering with a pipeline - a severity level 6, nonperson felony.

ARTICLE 38 - CRIMES AFFECTING GOVERNMENTAL FUNCTIONS

21-3801. Treason - an off-grid person felony.

21-3802. Sedition - is a severity level 7, nonperson felony.

21-3805. Perjury - is a severity level 7 or 9, nonperson felony.

21-3807. Compounding a crime - a severity level 8, nonperson felony, or a class A nonperson misdemeanor.

21-3808. Obstructing legal process or official duty - a severity level 9, nonperson felony, or a class A nonperson misdemeanor.

21-3809. Escape from custody - a class A nonperson misdemeanor.

21-3810. Aggravated escape from custody - is a severity level 5-8, nonperson or person felony, depending upon the circumstances surrounding the commission of the offense.

21-3811. Aiding escape - is a severity level 8, nonperson felony.

21-3812. Aiding a felon or person charged with a felony - is a severity level 8, nonperson felony; aiding a person convicted of or charged with committing a misdemeanor - is a class C misdemeanor.

21-3813. Failure to appear - is a class B nonperson misdemeanor.

21-3814. Aggravated failure to appear - is a severity level 10, nonperson felony.

21-3815. Attempting to influence a judicial officer - is a severity level 9, nonperson felony.

21-3816. Interference with the administration of justice - is a class A nonperson misdemeanor.

21-3817. Corrupt conduct by juror - is a severity level 9, nonperson felony.

21-3818. Falsely reporting a crime - is a class A nonperson misdemeanor.

21-3819. Performance of an unauthorized official act - is a class B nonperson misdemeanor

21-3820. Simulating legal process - is a class A nonperson misdemeanor.

- 21-3821. Tampering with a public record - is a class A nonperson misdemeanor.
- 21-3822. Tampering with public notice - is a class C misdemeanor.
- 21-3823. False signing of a petition - is a class C misdemeanor.
- 21-3824. False impersonation - is a class B nonperson misdemeanor.
- 21-3825. Aggravated false impersonation - is a severity level 9, nonperson felony.
- 21-3826. Traffic in contraband in a correctional institution - is a severity level 5 or 6, nonperson felony.
- 21-3827. Criminal disclosure of a warrant - is a class B nonperson misdemeanor.
- 21-3828. Interference with the conduct of public business in public buildings - is a class A nonperson misdemeanor.
- 21-3829. Aggravated interference with the conduct of public business - is a severity level 6, person felony.
- 21-3830. Dealing in false identification documents - is a severity level 10, nonperson felony.
- 21-3832. Intimidation of a witness or victim - is a class B person misdemeanor.
- 21-3833. Aggravated intimidation of a witness or victim - is a severity level 6, person felony.
- 21-3838. Unlawful disclosure of authorized interception of wire, oral or electronic communications - is a severity level 10, nonperson felony.
- 21-3839. Harassment by telefacsimile communication - is a class A nonperson misdemeanor.
- 21-3840. Failure to register an aircraft - is a severity level 8, nonperson felony.
- 21-3841. Fraudulent aircraft registration - is a severity level 8, nonperson felony.
- 21-3842. Fraudulent acts relating to aircraft identification numbers - is a severity level 8, nonperson felony.
- 21-3843. Violation of a protective order - is a class A person misdemeanor.

21-3846. Making a false claim to the medicaid program - is either a severity level 7 or 9, nonperson felony, or where the aggregate amount of payments illegally claimed is less than \$500 is a class A misdemeanor.

21-3847. Unlawful acts relating to the medicaid program - is a severity level 7, nonperson felony.

21-3848. Failure to maintain adequate records - is a class A, nonperson misdemeanor.

21-3849. Destruction or concealment of records - is a severity level 9, nonperson felony.

ARTICLE 39 - CRIMES AFFECTING PUBLIC TRUST

21-3901. Bribery - is a severity level 7, nonperson felony.

21-3902. Official misconduct - is either a class A nonperson misdemeanor, or a severity level 7, 8, or 9 nonperson felony, depending upon the alleged conduct.

21-3903. Compensation for past official acts - is a class B nonperson misdemeanor.

21-3904. Presenting a false claim - for \$25,000 or more is a severity level 7, nonperson felony; for at least \$500 but less than \$25,000 is a severity level 9, nonperson felony; and for less than \$500 is a class A nonperson misdemeanor.

21-3905. Permitting a false claim - for \$25,000 or more is a severity level 7, nonperson felony; for at least \$500 but less than \$25,000 is a severity level 9, nonperson felony; for less than \$500 is a class A nonperson misdemeanor.

21-3910. Misuse of public funds - is a severity level 8, nonperson felony.

21-3911. Unlawful use of state postage - is a class C misdemeanor.

21-3914. Unlawful use of names derived from public records - is a class C misdemeanor.

ARTICLE 40 - CRIMES INVOLVING VIOLATIONS OF PERSONAL RIGHTS

21-4001. Eavesdropping - is a class A nonperson misdemeanor.

21-4002. Breach of privacy - is a class A nonperson misdemeanor.

21-4003. Denial of civil rights - is a class A nonperson misdemeanor.

21-4004. Criminal defamation - is a class A nonperson misdemeanor.

21-4005. Maliciously circulating false rumors concerning financial status-is a class A nonperson misdemeanor.

21-4006. Maliciously exposing a paroled or discharged person - is a class B nonperson misdemeanor.

21-4007. Hypnotic exhibition - is a misdemeanor punishable by a fine of not to exceed fifty dollars (\$50).

21-4012. Smoking in a public place; unlawful acts; penalties; action to enjoin repeated violations - Any person found guilty of smoking in violation of this act is guilty of a misdemeanor punishable by a fine of not more than \$20 for each violation. Any person found guilty of failing to post signs as required by this act, is guilty of a misdemeanor punishable by a fine of not more than \$50.

21-4015. Funeral picketing; unlawful acts; penalty; other relief - is a class B person misdemeanor.

21-4017. Smoking in a medical care facility - is guilty of a misdemeanor punishable by a fine of not more than \$50.

21-4018. Identity theft is a severity level 7, person felony.

ARTICLE 41 - CRIMES AGAINST THE PUBLIC PEACE

21-4101. Disorderly conduct - is a class C misdemeanor.

21-4102. Unlawful assembly - is a class B nonperson misdemeanor.

21-4103. Remaining at an unlawful assembly - is a class A nonperson misdemeanor.

21-4104. Riot - is a class A person misdemeanor.

21-4105. Incitement to riot - is a severity level 8, person felony.

21-4106. Maintaining a public nuisance - is a class C misdemeanor.

21-4107. Permitting a public nuisance - is a class C misdemeanor.

21-4110. Giving a false alarm - is a class A nonperson misdemeanor.

21-4111. Criminal desecration - is a severity level 7, nonperson felony if the property is damaged to the extent of \$25,000 or more; or a severity level 9, nonperson felony if the property is damaged to the extent of at least \$500 but less than \$25,000; or a class A nonperson misdemeanor if the property is damaged to the extent of less than \$500.

21-4113. Harassment by telephone - is a class A nonperson misdemeanor.

ARTICLE 42 - CRIMES AGAINST THE PUBLIC SAFETY

21-4201. Criminal use of weapons - is a class A nonperson misdemeanor or a severity level 9, nonperson felony, depending upon the type of weapon involved.

21-4202. Aggravated weapons violation - is either a severity level 8 or 9, nonperson felony.

21-4203. Criminal disposal of firearms - is a class A nonperson misdemeanor.

21-4204. Criminal possession of a firearm - is either a class A or B nonperson select misdemeanor; or a severity level 8, nonperson felony.

21-4205. Defacing identification marks of a firearm - is a class B nonperson misdemeanor.

21-4207. Failure to register sale of explosives - is a class B nonperson misdemeanor.

21-4208. Failure to register receipt of explosives - is a class C misdemeanor.

21-4209. Criminal disposal of explosives - is a severity level 10, person felony.

21-4209a. Criminal possession of explosives - is a severity level 7, person felony.

21-4210. Carrying concealed explosives - is a class C misdemeanor.

21-4211. Refusal to yield a telephone party line - is a class C misdemeanor.

21-4212. Creating a hazard - is a class B nonperson misdemeanor.

21-4213. Unlawful failure to report a wound - is a class C misdemeanor.

21-4214. Obtaining a prescription-only drug by fraudulent means - is either a class A nonperson misdemeanor for the first offense; or a severity level 9, nonperson felony for a second or subsequent offense.

21-4215. Obtaining a prescription-only drug by fraudulent means for resale - is a severity level 6, nonperson felony.

21-4216. Selling beverage containers with detachable tabs - is a class C misdemeanor.

21-4217. Criminal discharge of a firearm - is a class C misdemeanor.

21-4218. Unauthorized possession of a firearm on the grounds of or within certain state-owned or leased buildings and county courthouses - is a class B nonperson select misdemeanor.

21-4219. Criminal discharge of a firearm at an unoccupied dwelling; criminal discharge of a firearm at an occupied building or occupied vehicle - Criminal discharge of a firearm at an unoccupied dwelling is a severity level 8, person felony. Criminal discharge of a firearm at an occupied building or occupied vehicle is a severity level 7, person felony. Criminal discharge of a firearm at an occupied building or occupied vehicle which results in bodily harm to a person during the commission thereof is a severity level 5, person felony. Criminal discharge of a firearm at an occupied building or occupied vehicle which results in great bodily harm to a person during the commission thereof is a severity level 3, person felony.

21-4220. Unlawful endangerment - is either a severity level 5, 7 or 8, person or nonperson felony depending upon the facts alleged and proven.

21-4221. Endangering the food supply - is a class A nonperson misdemeanor. Endangering the food supply when the contagious or infectious disease is foot-and-mouth disease is a severity level 4, nonperson felony.

21-4222. Aggravated endangering the food supply - is a severity level 3, nonperson felony, unless it is intended to cause illness or death in human beings, in which case it is a severity level 3, person felony.

ARTICLE 43 - CRIMES AGAINST THE PUBLIC MORALS

21-4301. Promoting obscenity - is a class A nonperson misdemeanor on conviction of a first offense.

Promoting obscenity is a severity level 9, person felony on conviction of a second or subsequent offense.

21-4301a. Promoting obscenity to minors - is a class A nonperson misdemeanor on conviction of the first offense. Promoting obscenity to minors is a severity level 8, person felony on conviction of a second or subsequent offense.

21-4301c. Promotion to minors of obscenity harmful to minors - is a class B nonperson misdemeanor.

21-4303. Gambling - is a class B nonperson misdemeanor.

21-4303a. Illegal bingo operation - is a class A nonperson misdemeanor.

21-4304. Commercial gambling - is a severity level 8, nonperson felony.

21-4305. Permitting premises to be used for commercial gambling - is a class B nonperson misdemeanor.

21-4306. Dealing in gambling devices - is a severity level 8, nonperson felony.

21-4307. Possession of a gambling device - is a class B nonperson misdemeanor.

21-4308. Installing communication facilities for gamblers - is a severity level 8, nonperson felony.

21-4309. False membership claim - is a class C misdemeanor.

21-4310. Cruelty to animals - is a class A nonperson misdemeanor.

21-4312. Unlawful disposition of animals - is a class C misdemeanor.

21-4315. Unlawful conduct of dog fighting; attending the unlawful conduct of dog fighting - Unlawful conduct of dog fighting is a severity level 10, nonperson felony, and attending the unlawful conduct of dog fighting is a class B nonperson misdemeanor.

21-4317. Illegal ownership or keeping of a dog - is a class B nonperson misdemeanor.

21-4318. Inflicting harm, disability or death to a police, search and rescue or arson dog - is a class A nonperson misdemeanor.

21-4319. Unlawful conduct of cockfighting -

ARTICLE 44 - CRIMES AFFECTING BUSINESS

21-4401. Racketeering - is a severity level 7, nonperson felony.

21-4402. Debt adjusting - is a class B nonperson misdemeanor.

21-4403. Deceptive commercial practice - is a class B nonperson misdemeanor.

21-4404. Tie-in magazine sale - is a class B nonperson misdemeanor.

21-4405. Commercial bribery - is a severity level 8, nonperson felony.

21-4406. Sports bribery - is a severity level 9, nonperson felony.

21-4407. Receiving a sports bribe - is a class A nonperson misdemeanor.

21-4408. Tampering with a sports contest - is a severity level 9, nonperson felony.

21-4409. Knowingly employing an alien illegally within the territory of the United States - is a class C misdemeanor.

21-4410. Equity skimming - is a class A nonperson misdemeanor.