AN ACT concerning crimes and punishment; relating to principles of criminal liability; liability for crimes of another; amending K.S.A. 2014 Supp. 21-5210 and repealing the existing section.

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

Section 1. K.S.A. 2014 Supp. 21-5210 is hereby amended to read as follows: 21-5210. (a) A person is criminally responsible for a crime committed by another, and criminally responsible as a principal, if such person, acting with the mental culpability required for the commission thereof:

(1) Advises, aids, abets, commands, hires, counsels, induces or procures the other to commit the crime or intentionally aids the other in committing the conduct constituting the crime; or

(2) intentionally, knowingly or recklessly causes an act to be done which if directly committed by such person or another constitutes a crime.

(b) A person liable under subsection (a)(1) is also liable for any other crime committed in pursuance of the intended crime, including a specific intent crime as defined in K.S.A. 2014 Supp. 21-5202, and amendments thereto, if reasonably foreseeable by such person as a probable consequence of committing or attempting to commit the crime intended.

(c) A person liable under this section subsection (a) or (b) may be charged with and convicted of the crime although the person alleged to have directly committed the act constituting the crime:

(1) Lacked criminal or legal capacity;

(2) has not been convicted;

(3) has been acquitted; or

(4) has been convicted of some other degree of the crime or of some other crime based on the same act; or

(5) is an innocent agent.

Sec. 2. K.S.A. 2014 Supp. 21-5210 is hereby repealed.

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