AN ACT concerning crimes, punishment and criminal procedure; creating the crime of concealing identity during public demonstration.

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

Section 1. (a) Concealing identity during public demonstration is wearing any mask, hood or device that hides, conceals or covers any portion of the face to conceal the identity of the wearer while participating in or remaining at a public demonstration:

(1) With the intent to intimidate, threaten, abuse or harass any other person;
(2) with the intent to cause another person to fear for such person's safety;
(3) with the intent to deprive any person or class of persons of equal protection of the law;
(4) with the intent, by force or threat of force, to injure, intimidate or interfere with any person because of such person's exercise of any right secured by law; or
(5) while engaged in conduct prohibited by law.

(b) Concealing identity during public demonstration is a class A nonperson misdemeanor.

(c) The provisions of this section shall not apply to a person:
(1) Wearing a traditional holiday costume on the occasion of the holiday;
(2) using a mask in a theatrical production; or
(3) wearing a head covering or veil pursuant to religious beliefs or customs.

(d) An offender who violates the provisions of this section may also be prosecuted for, convicted of, and punished for any other offense in the Kansas criminal code.

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

Sec. 2. This act shall take effect and be in force from and after its publication in the statute book.