

**2010 KANSAS SENTENCING GUIDELINES
PRESENTENCE INVESTIGATION REPORT –
FACE SHEET**

1. Judicial District: _____

County and ORI number: _____

Case Number: _____

Name: _____

A/K/A's: _____

Age: ____ K.B.I. No: _____

Sex: Male Female

Race: W B A.I. A

Ethnicity: Hispanic Non-Hispanic

Address: _____

Citizenship: U.S. Citizen of: _____

Detainer or Other Charges Pending? Yes No

Subject in Custody Awaiting Sentencing? Yes No

Begin _____ End _____ = _____ Days

Begin _____ End _____ = _____ Days

Begin _____ End _____ = _____ Days

DNA Sample Taken (K.S.A. 21-2511): Yes No

2. IF OFFENDER WAS UNDER 18 YEARS OF AGE WHEN CRIME(S)
WAS COMMITTED AND WAS TRIED AS AN ADULT, OFFENDER
WAS:

Adjudicated as an Adult Under K.S.A. 2010 Supp. 38-2347.

Automatically Considered Adult Because of a Prior Felony

3. Names of Co-Defendants, if any: _____

4. Defense Attorney: _____

Type of Counsel Prior to Sentencing:

Retained Appointed Self

Waived Orally Waived in Writing

Prosecuting Attorney: _____

Sentencing Judge: _____

Date of Guilty Plea or Judgment: _____

Date of Sentencing: _____

5. Presentence Investigator: (Please Print) _____

Date Assigned: _____ Date Submitted: _____

Presentence Investigators signature: _____

Court File Stamp

6. Primary Offense: _____

K.S.A. No. (including subsections): _____

Offense Date: _____

(Check all that apply)

Felony Misdemeanor Off-grid Nongrid

Person Nonperson Drug Nondrug

Attempt (K.S.A. 2010 Supp 21-3301)

Conspiracy (K.S.A. 2010 Supp 21-3302)

Solicitation (K.S.A. 2010 Supp 21-3303)

Severity Level or Class: ____ Criminal History Score: ____

Maximum Good Time: 15% 20%

Sentencing Range:

Aggravated ____ Standard ____ Mitigated ____

Presumptive Prison Presumptive Prison per Special Rule

Presumptive Probation Border Box

Special Rule No.# and Description: _____

Sentence Enhancement :

Firearm Finding (drug felony only): 6 months 18 months

Ballistic Resistant Material Finding: 30 months

Drug Treatment: Mandatory With Court Finding

Not Eligible: Criminal History Residency

3rd or Subsequent Conviction Felony Possession

Postrelease Supervision Duration: 12 months 24 months

36 months 60 months No postrelease

Lifetime Postrelease

Parole

Lifetime Parole

Probation Duration: 12 months 18 months 24 months

36 months Other: _____

**2010 KANSAS SENTENCING GUIDELINES
PRESENTENCE INVESTIGATION REPORT - FACE SHEET SUPPLEMENTAL - PAGE
CASE NO. _____**

7. Additional Offense:
K.S.A. No. (including subsections): _____
 (Check all that apply) **Offense Date:** _____
 Felony Misdemeanor Off-grid Nongrid
 Person Nonperson Drug Nondrug
 Attempt (K.S.A. 2010 Supp. 21-3301) Conspiracy (K.S.A. 2010 Supp. 21-3302) Solicitation (K.S.A. 2010 Supp. 21-3303)
Severity Level or Class: _____ **Criminal History Category I:** _____
 Aggravated _____ Standard _____ Mitigated _____
 Maximum Good Time: 15% 20%
 Presumptive Prison Presumptive Prison per Special Rule
 Presumptive Probation Border Box
 Special Rule No.# and Description: _____

 Sentence Enhancement:
 Firearm Finding (drug felony only): 6 months 18 months
 Ballistic Resistant Material Finding: 30 months
Drug Treatment: Mandatory With Court Finding
Not Eligible: Criminal History Residency
 3rd or Subsequent Conviction Felony Possession
Postrelease Supervision Duration: 12 months 24 months
 36 months 60 months No postrelease Lifetime
Probation Duration: 12 months 18 months 24 months
 36 months Other _____

7. Additional Offense:
K.S.A. No. (including subsections): _____
 (Check all that apply) **Offense Date:** _____
 Felony Misdemeanor Off-grid Nongrid
 Person Nonperson Drug Nondrug
 Attempt (K.S.A. 2010 Supp. 21-3301) Conspiracy (K.S.A. 2010 Supp. 21-3302) Solicitation (K.S.A. 2010 Supp. 21-3303)
Severity Level or Class: _____ **Criminal History Category I:** _____
 Aggravated _____ Standard _____ Mitigated _____
 Maximum Good Time: 15% 20%
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Probation Duration: 12 months 18 months 24 months
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*This option is included in statute, but is unavailable.

2010 KANSAS SENTENCING GUIDELINES - PRESENTENCE INVESTIGATION REPORT

CURRENT OFFENSE INFORMATION

(This page only - NOT PUBLIC RECORD)

CASE NO. _____

1. OFFICIAL VERSION:

2. DEFENDANT'S VERSION: Defendant's Date of Birth: Defendant's Social Security Number:

3. VICTIM'S INJURY / DAMAGE / STATEMENT(S):

4. RESTITUTION OWED TO:		Total Restitution Owed: \$ _____
Amount	Name and Address	
\$ _____	_____	
\$ _____	_____	
\$ _____	_____	
\$ _____	_____	
\$ _____	_____	
\$ _____	_____	

5. OTHER PENDING INFORMATION:

6. PLACEMENT OPTIONS: This is a list of placement options and the presentence investigator's professional assessment of possible conditions should the court place the offender on probation or order some form of community sanction.

- COMMUNITY CORRECTIONS [Indicate the criteria from K.S.A. 2010 Supp. 75-5291(a)(2) that qualifies the defendant for placement in Community Corrections.]
 - (a)(2)(A) Border box on either grid or levels 6H or 6I or 7C through 7I on nondrug grid
 - (a)(2)(B) Downward dispositional departure from presumptive prison sentence
 - (a)(2)(C) Convicted of offense severity level 7 or higher which requires registration
 - (a)(2)(D) Condition violator
 - (a)(2)(G) Drug Treatment (K.S.A. 2010 Supp. 21-4729 "SB 123")
 - * (a)(2)(E) Scored "high risk or needs, or both"
 - * (a)(2)(F) Follows successful completion of a conservation camp program
- COURT SERVICES
- DEPARTMENT OF CORRECTIONS

7. OFFICER'S ASSESSMENT OF CONDITIONS OF PROBATION: K.S.A. 21-4610 and: [Check All That Apply.]

- Alcohol evaluation Drug evaluation Mental Health evaluation ADSAP Evaluation (Follow recommendations)
- In Patient Out Patient
 - Alcohol treatment Drug treatment Mental Health treatment (Follow recommendations of counselor)
- No possession or consumption of alcohol or illegal drugs
- At C.S.O. request and at defendant's own expense, submit to random: Breath test Blood test Urinalysis test
- Community Service Work: _____ Hours
- Gain employment Maintain employment
- Notify the C.S.O. of changes in employment, residence and phone number
- No contact with: Victim Co-defendant
- Educational program: G.E.D. Vocational Higher Education
- Register as an offender pursuant to the Kansas Offender Registration Act, K.S.A. 2010 Supp. 22-4901 *et. seq.*
- Attend a presentation by the Victim Impact Panel
- Submit to KBI DNA testing and be responsible for the cost of the test
- Curfew Restriction: _____
- Travel Restriction: _____
- Other: _____

8. COSTS PROPOSED:

Total Restitution (Please complete pg. 3 item #4.)	\$ _____	Probation Supervision Fee (Felony \$120; Misd. \$60)	\$ _____
Court Costs (including surcharge)	\$ _____	BIDS Attorney Fee	\$ _____
Total Fines	\$ _____	BIDS Application Fee	\$ _____
DNA Database Fee (K.S.A. 21-2511 & 75-724.)	\$ _____	Court-Appointed Attorney Fee	\$ _____
Extradition Costs	\$ _____	Community Corrections Fee (offenses after 1/4/07)	\$ _____
Domestic Violence Special Program Fee	\$ _____	Booking/Fingerprint Fee	\$ _____
Apprehension Fee (Escape/Agg. Escape)	\$ _____	Reward Reimbursement	\$ _____
Alcohol and/or Drug Evaluation Fee	\$ _____	Children's Advocacy Center Assessment Fee	\$ _____
Witness Fee	\$ _____	Medical Costs/Expenses Reimbursement	\$ _____
KBI Lab Fee	\$ _____	SB 123 Offender Reimbursement (at least \$300)	\$ _____
Other Lab Fee	\$ _____	Other: _____	\$ _____
		TOTAL COSTS	\$ _____

*This option is included in statute, but is unavailable.

SPECIAL RULES SUPPLEMENTAL PAGE (IF APPLICABLE, check box of the special rule that applies and include this page with the corresponding count. Additional copies may be made as needed.) PLEASE DO NOT RENUMBER THIS PAGE.) A special rule that changes the presumptive sentence, without constituting a departure, is applicable to this count because:

PUBLIC SAFETY OFFENSES/ FIREARMS FINDING APPLY:

1. **Person Felony Committed With a Firearm** – presumed prison. K.S.A. 2010 Supp. 21-4704(h)
2. **Aggravated Battery of a L.E.O.**, if criminal history is 6H or 6I – presumed prison. K.S.A. 2010 Supp. 21-4704(g)
3. **Aggravated Assault of a L.E.O.**, if criminal history is 6H or 6I – presumed prison. K.S.A. 2010 Supp. 21-4704(g)
34. **Battery on a L.E.O. K.S.A. 21-3413(a)(2) resulting in bodily harm** – presumed prison and consecutive. K.S.A. 2010 Supp. 21-4704(q)
32. **Drug Felony While in Possession of a Firearm**- presumed prison, K.S.A. 2010 Supp. 21-4705(g)
33. **Drug Felony With a Firearm that Discharges**- presumed prison. K.S.A. 2010 Supp. 21-4705(g)
4. **Crime Committed for Benefit of a Criminal Street Gang** – presumed prison. K.S.A. 2010 Supp. 21-4704(k)
11. **Extended Jurisdiction Juvenile Imposed** – both juvenile and adult sentences imposed, adult sentence stayed conditioned on successful completion of juvenile sentence. K.S.A. 2010 Supp. 38-2347 and 38-2364
35. **Aggravated Endangering of Child** – consecutive sentence required K.S.A. 2010 Supp. 21-3608a(b) [Effective April 29, 2010]
36. **Ballistic Resistant Material worn/used in commission/attempt/flight from felony** – presumed prison and consecutive K.S.A. 2010 Supp. 21-4704(r) [Effective April 29, 2010]

HABITUAL OR REPEAT OFFENSES APPLY:

5. **Persistent Sex Offender**, if current conviction is presumed prison – double the maximum duration. K.S.A. 2010 Supp. 21-4704(j)
12. **Second or Subsequent Manufacture of a Controlled Substance Conviction** – presumed prison, twice the maximum duration. K.S.A. 2010 Supp. 21-4705(e)
26. **Third or Subsequent Felony Drug Possession occurring on or after July 1, 2008** - presumed prison. K.S.A. 2010 Supp. 21-4705(f)
13. **Residential Burglary with a Prior Residential, Nonresidential or Aggravated Burglary Conviction** – presumed prison. K.S.A. 2010 Supp. 21-4704(l)
27. **Burglary With Two or More Prior Convictions for a Violation of Theft, Burglary, or Aggravated Burglary** – presumed prison. K.S.A. 2010 Supp. 21-4704(p). [Effective July 1, 2008]
29. **Felony Theft With Three or More Prior Convictions for a Felony Violation of Theft, Burglary, or Aggravated Burglary** – presumed prison. K.S.A. 2010 Supp. 21-4704(p). [Effective July 1, 2008]
30. * **For #27 or #29, Substance Abuse Underlying Factor, Treatment More Effective to Reduce Reoffense Risk and Community Safety Served** – KDOC Intensive Substance Abuse Treatment Program, Return to Court Upon Successful Completion. K.S.A. 2010 Supp. 21-4704(p).
31. **Third or Sub. Criminal Deprivation of a Motor Vehicle** – presumptive prison. K.S.A. 2010 Supp. 21-4704(n).
16. **Second Forgery**, criminal history I – C, sentenced pursuant to sentencing requirements of K.S.A. 21-3710(b)(3), term of imprisonment not in KDOC. Criminal history A or B, - sentenced for severity level 8, NPF. K.S.A. 2010 Supp. 21-4704(i)
17. **Third or Sub. Forgery**, criminal history I – C, sentenced pursuant to sentencing requirements of K.S.A. 21-3710(b)(4), term of imprisonment not in KDOC. Criminal history A or B, - sentenced for severity level 8, NPF. K.S.A. 2010 Supp. 21-4704(i)
9. **Crime Committed While Incarcerated and Serving a Felony Sentence, or While on Probation, Parole, Conditional Release, or Postrelease Supervision for a Felony** – new sentence shall be imposed pursuant to consecutive sentencing provisions in K.S.A. 2010 Supp. 21-4608 and the court may impose prison even if presumption is nonprison. K.S.A. 2010 Supp. 21-4603d(f). See also K.S.A. 2010 Supp. 21-4608(e)(2)(serving indeterminate sentence)
28. **Crime Committed While Incarcerated in a Juvenile Correctional Facility for an Offense That Would be a Felony if Committed by an Adult** – presumed prison. K.S.A. 2010 Supp. 21-4603d(f)(2)
10. **Crime Committed While on Felony Bond** – Under K.S.A. 2010 Supp. 21-4603d(f) new sentence “may” be imposed pursuant to consecutive sentencing provisions in K.S.A. 2010 Supp. 21-4608 and the court may impose prison even if presumption is nonprison. However, under K.S.A. 2010 Supp. 21-4608(d), new sentence “shall” be consecutive.

NONGRID OFFENSES APPLY:

6. **Felony D.U.I.** (third, fourth or subsequent) – nongrid, sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 2010 Supp. 8-1567, term of imprisonment not to be served in KDOC. K.S.A. 2010 Supp. 21-4704(i)
8. **Felony Domestic Battery** - nongrid, sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 2010 Supp. 21-3412a(b)(3), term of imprisonment not to be served in KDOC. K.S.A. 2010 Supp. 21-4704(i)
21. **Animal Cruelty** K.S.A. 2010 Supp. 21-4310(a)(1), K.S.A. 2010 Supp. 21-4310(a)(2-5); Second or subsequent conviction; or **Working/ Assistance dog** – K.S.A. 21-4318(c) - nongrid felony, sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 21-4318(d), term of imprisonment not to be served in KDOC. K.S.A. 2010 Supp. 21-4704(i)

FINANCE OFFENSES APPLY:

25. **Fraudulent Insurance Act**, any combination of acts occurring within 6 consecutive months involving \$25,000 or more - presumed prison. K.S.A. 2010 Supp. 40-2,118.
15. **Kansas Securities Act**, violation resulting in loss of \$25,000 or more – presumed prison. K.S.A. 2010 Supp. 17-12a508(a)(5)
19. **Mortgage Business Act**, Second or Subsequent Conviction – presumed prison. K.S.A. 2010 Supp. 9-2203(c)
20. **Loan Brokers Act**, violation resulting in loss of \$25,000 or more – presumed prison. K.S.A. 50-1013(a)

1. KBI #	2. CASE #	6. KANSAS CRIMINAL HISTORY WORKSHEET NEW _____ PRIOR RECORD _____	7. OFFENDER NAME (Last, First, Middle)	
3. DISTRICT #	4. COURT/ORI #		8. DATE OF OFFENSE	9. DATE OF CONVICTION
5. PSI INVESTIGATOR NAME (Last, First, Middle)			10. DATE OF WORKSHEET	11. DATE OF SENTENCING

12. WAS THE OFFENDER UNDER SUPERVISION AT THE TIME HE/SHE COMMITTED THE CURRENT OFFENSE? NO YES
 IF YES, INDICATE WHAT TYPE OF SUPERVISION (Check all that apply.)

<input type="checkbox"/> Probation/Community	Jurisdiction:	Case No.:	Date Sentenced:
<input type="checkbox"/> Parole	Jurisdiction:	Case No.:	Date Sentenced:
<input type="checkbox"/> Postrelease Supervision	Jurisdiction:	Case No.:	Date Sentenced:
<input type="checkbox"/> Conditional Release	Jurisdiction:	Case No.:	Date Sentenced:
<input type="checkbox"/> Other	Jurisdiction:	Case No.:	Date Sentenced:

Comments:

13. CURRENT CRIME(S) OF CONVICTION	14. CRIMINAL HISTORY CONVICTIONS AND/OR ADJUDICATIONS PRIOR TO SENTENCING																																																																																																			
<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:15%;">K.S.A. Number</th> <th style="width:35%;">Description</th> <th style="width:5%;">M/F</th> <th style="width:5%;">P/N</th> <th style="width:10%;">Level</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td><td> </td></tr> </tbody> </table>	K.S.A. Number	Description	M/F	P/N	Level																																																			<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:15%;">Juvenile</th> <th style="width:15%;">Adult</th> <th style="width:15%;">Total</th> <th style="width:55%;">Type</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td><td>Person or Off-grid Felonies</td></tr> <tr><td> </td><td> </td><td> </td><td>Nonperson Felonies</td></tr> <tr><td> </td><td> </td><td> </td><td>Person Misdemeanors</td></tr> <tr><td> </td><td> </td><td> </td><td>Nonperson Misdemeanors</td></tr> </tbody> </table> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="4" style="text-align:center;">15. Amended Criminal History Convictions and/or Adjudications</th> </tr> <tr> <th style="width:15%;">Juvenile</th> <th style="width:15%;">Adult</th> <th style="width:15%;">Total</th> <th style="width:55%;">Type</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td><td>Person or Off-grid Felonies</td></tr> <tr><td> </td><td> </td><td> </td><td>Nonperson Felonies</td></tr> <tr><td> </td><td> </td><td> </td><td>Person Misdemeanors</td></tr> <tr><td> </td><td> </td><td> </td><td>Nonperson Misdemeanors</td></tr> </tbody> </table>	Juvenile	Adult	Total	Type				Person or Off-grid Felonies				Nonperson Felonies				Person Misdemeanors				Nonperson Misdemeanors	15. Amended Criminal History Convictions and/or Adjudications				Juvenile	Adult	Total	Type				Person or Off-grid Felonies				Nonperson Felonies				Person Misdemeanors				Nonperson Misdemeanors
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18. PRIOR CONVICTION USED TO ENHANCE / ELEVATE OR IS AN ELEMENT OF THE CURRENT CRIME OF CONVICTION? <input type="checkbox"/> Yes <input type="checkbox"/> No	19. Number of Decayed Juvenile Adjudications: Felony _____ Misdemeanors _____ Amended? <input type="checkbox"/> Yes <input type="checkbox"/> No Felony _____ Misdemeanors _____																																																																																																			

Supplemental Criminal History Worksheet - Prior Convictions

Offender's Name (L, F, M) _____ Judicial District _____ County _____ Case # _____

Statute/Ordinance #	Description	Juris. Code	State	County	City	Conviction Date	Case #	Conviction Code	Amended Code	Source of Information
1.										
2.										
3.										
4.										
5.										
6.										
7.										
8.										
9.										
10.										

CODES:

JURISDICTION: F Federal S State
 L Military M Municipal

SOURCE OF INFORMATION: KBI III
 NCIC CR - Court Records
 Other jurisdiction - identify
 Other - explain

STATE: Use 2-letter abbreviation

CONVICTION AND AMENDED CODES:

ADULT:

AOG Adult Off-Grid Felony AMS Adult Class B Select Misdemeanor
 AFN Adult Felony Nonperson AMU Adult Misdemeanor Unscored
 AFP Adult Felony Person AME Adult Misdemeanor
 AFE Adult Felony Enhancement/Element/Elevation
 Enhancement/Element/Elevation AMP Adult Misdemeanor Person
 AMC Adult Misdemeanor Conversion AMN Adult Misdemeanor Nonperson

JUVENILE:

JOG Juvenile Off-Grid Felony JMD Juvenile Misdemeanor Decayed
 JFD Juvenile Felony Decayed JMU Juvenile Misdemeanor Unscored
 JFE Juvenile Felony Enhancement/Element/Elevation JMN Juvenile Misdemeanor Nonperson
 Enhancement/Element/Elevation JMC Juvenile Misdemeanor Conversion
 JFP Juvenile Felony Person JMP Juvenile Misdemeanor Person
 JFN Juvenile Felony Nonperson JMS Juvenile Misdemeanor Select

NIH Not Included in Criminal History, by order of the Court, reasons state in Journal Entry.

Note: Unscored convictions/adjudications and decayed adjudications are not counted on page 1 of the worksheet.

Supplemental Criminal History Worksheet - Prior Convictions/Adjudications

Offender's Name (L, F, M) _____ Judicial District _____ County _____ Case # _____

Statute/Ordinance #	Description	Juris. Code	State	County	City	Conviction Date	Case #	Conviction Code	Amended Code	Source of Information
11.										
12.										
13.										
14.										
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