

October 2019

KSSC Third Quarter Newsletter

UPCOMING EVENTS

SB 123 Fall Conference is October 15th in Topeka. Purchase tickets [here](#)!

FY 2020 PROJECTIONS

2020 Prison Population Projections and KDOC Inmate Custody Classification Reports are now available [here](#).

SB 123 PROGRAM ELIGIBILITY UPDATE

In 2018, eligibility was expanded to include offenders convicted of a SL4 drug offense with a criminal history of E-I, who have not been convicted of certain other crimes and the court finds public safety would not be jeopardized by such placement in the program. Due to a technical drafting error, it was legally impossible for SL4 crimes to be eligible. In the 2019 session, SB 18 provided a legislative fix (as requested by the Sentencing Commission) allowing offenders convicted of a SL4 drug distribution or cultivation offense who meet the criteria listed above to be eligible for the SB 123 program. This law went into effect July 1, 2019.

2019 Key Bills Affecting Sentencing*

- ◆ **SB 18** amends statutes regarding crime of counterfeiting currency, access to PSI reports, authority to enter into diversion programs, out-of-state criminal history, appeals related to criminal cases, correction of illegal sentences, drug abuse treatment programs, probation violation sanctions, penalties for involuntary manslaughter and abuse of a child, a mitigating factor for sentencing when victim is aggressor or participant, and LEO notification to domestic violence victims.
- ◆ **SB 28** creates “Claire and Lola’s Law” amending law related to possession of certain cannabidiol treatment preparations.
- ◆ **HB 2104** amends the statute governing tests related to DUI.

*This list is not exhaustive. Click [here](#) for all bills.

Kansas Criminal Justice Reform Commission (**HB 2290**)

Pursuant to statute, KSSC Executive Director Scott Schultz has been appointed to the Kansas Criminal Justice Reform Commission as a non-voting member. This commission has been directed, among other tasks, to analyze the current sentencing laws and make recommendations to improve those laws and ensure proportionality exists. The commission is to review the criminal justice system including, diversion programs, specialty courts, specialty facilities and evidence-based programming, to name a few.