

**Minutes of the Kansas Sentencing Commission Teleconference Meeting
January 17, 2014**

The Honorable Evelyn Z. Wilson, Chair, called the Kansas Sentencing Commission teleconference meeting to order on January 17, 2014 at 1:32 p.m.

Participants:

Members:

- Honorable Evelyn Z. Wilson, Chair
- Honorable W. Lee Fowler, Vice Chair
- Honorable Patrick D. McAnany
- Senator David B. Haley
- Representative Janice L. Pauls
- Representative John J. Rubin
- Senator Carolyn McGinn
- David W. Riggin, Kansas Prisoner Review Board
- Lee Davidson, Kansas Attorney General's Office, Designee
- Chris A. Mechler, Office of Judicial Administration
- Secretary Ray Roberts, Department of Corrections
- Kevin N. Berens, Thomas County Attorney
- J. Shawn Elliott, Attorney
- Elizabeth M. (Betsy) Gillespie, Director of Corrections, Johnson County
- Jennifer C. Roth, 3rd Judicial District Assistant Public Defender
- Edward (Eddie) J. Regan, Public Member
- Reverend Junius B. Dotson, Public Member

Guests:

Ed Klumpp, Representative for Association of Chiefs of Police and KS Sheriff's Association
Tim Madden, Department of Corrections

Staff:

Scott M. Schultz, Executive Director
Brenda Harmon, Special Assistant to the Executive Director
Kunlun Chang, Director of Research
Sean Ostrow, SB 123 Program Director/ Staff Attorney
Trish Beck, Program Assistant

Approval of Minutes

Chair Wilson referred to the Sentencing Commission meeting minutes of December 19, 2013. Representative Rubin moved to approve the minutes as amended by Judge Fowler and Senator Haley seconded the motion. The motion carried and the minutes were approved as amended.

Review Approval of the 2014 Proposals to Modify HB 2170

Sean Ostrow, Staff Attorney provided and reviewed the Sentencing Commission's 2014 second draft legislation proposing to modify 2013 HB 2170 by amending K.S.A. 2013 Supp. 21-6604, K.S.A. 22-3716 and repealing the existing sections.

After reviewing, Tim Madden, Department of Corrections proposed amending K.S.A. 22-3716(b)(4)(A) and (B), additionally to K.S.A. 22-3716(c)(1)(B) and (C).

Representative Pauls moved to adopt the draft language including the proposed language from Tim Madden. Judge Fowler seconded the motion to adopt the bill proposal and the motion carried.

Representative Pauls moved to adopt the language that the Office of Revisor creates referencing the discussed changes. Betsy Gillespie seconded the motion and the motion carried.

Representative Rubin moved to accept the amendments as proposed to the 2013 HB 2170 Bill as a whole. Senator Haley seconded the motion and the motion carried. Lee Davidson, designee for Amy Hanley; Chris Mechler and Kevin Berens voted against the proposed legislation as a whole.

Review Approval of the K.S.A. 21-6610 Amendment Proposal

Vice Chair Fowler provided the amended bill proposal to K.S.A. 21-6610, addressing concerns regarding courtesy supervision.

Vice Chair Fowler moved to adopt the language of the proposal as written. Betsy Gillespie seconded the motion and the motion carried. Lee Davidson and Kevin Berens voted against the proposed language.

SB 123 Subcommittee Report

Sean Ostrow, SB 123 Program Director reported approximately half of the treatment providers are complying with the *SB 123 Supervising Officer Insurance Verification Form* letter.

The working group held their first meeting with treatment providers to evaluate current cost caps and length of treatment. It was both beneficial and effective. The working group is scheduled to meet monthly.

LSI-R Subcommittee Report

Scott Schultz, Executive Director reported the LSI-R subcommittee continues to move forward in provided data to Dr. Alex Holsinger, Professor of Criminal Justice & Criminology. Timelines are being set and a follow-up teleconference with committee members and Dr. Holsinger is scheduled for February 28, 2014.

Agency Report

Executive Director, Scott Schultz provided a brief summary of the agency's activity. With the legislation fully engaged, legislative bill impacts are plentiful. The 2013 Kansas Sentencing Guidelines Desk Reference Manuals have been printed and orders are being filled daily.

Next Meeting

The next Sentencing Commission meeting will be at 1:30 p.m., February 13, 2014 at the Jayhawk Tower, Senate Room.

Meeting adjourned 3:31 p.m.