

**Minutes of the Kansas Sentencing Commission Teleconference Meeting
December 14, 2017**

As designated by Chair Evelyn Z. Wilson in the absence of the Chair and Vice Chair, Chris A. Mechler, Office of Judicial Administration, called the Kansas Sentencing Commission (KSSC) teleconference meeting to order on December 14, 2017 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 Tom Sawyer
- Representative John Barker
- Senator Carolyn McGinn
- Jonathan Ogletree, Kansas Prisoner Review Board
- Jessica G. Domme, Kansas Attorney General's Office
- Chris A. Mechler, Office of Judicial Administration
- Tim Madden, Secretary of Corrections Designee
- Dan Dunbar, Shawnee County Chief Deputy District Attorney
- Stacey L. Donovan, Third Judicial District Public Defender's Office
- Meredith Butler, Eighth Judicial District Community Corrections
- Christopher Mann, Attorney
- James Echols, Public Member
- Ronald Pauls, Public Member

Guests:

Susanna Honaker, Little Government Relations, LLC
Natalie Scott, Assistant Revisor of Statutes
Jason Thompson, Senior Assistant Revisor of Statutes
Mitchel DePriest, Hein Government Relations, LLC

Staff:

- Scott M. Schultz, Executive Director
- Brenda Harmon, Special Assistant to the Executive Director
- Kunlun Chang, Director of Research
- Fengfang Lu, Senior Research Analyst
- George "Ebo" Browne, Research Analyst
- Erica Waggoner, Finance Director
- Trish Beck, Program Assistant
- Bryanna Estanol, Administrative Assistant
- Anna Wolf, Attorney
- Kira Johnson, SB 123 Program Director

Approval of Proposed Agenda

Chris Mechler asked for a motion to approve the proposed agenda as written. Judge McAnany moved to approve the agenda and Stacey Donovan seconded the motion. The motion carried and the agenda was approved.

Welcome New KSSC Member, Christopher Mann

Executive Director, Scott Schultz introduced and welcomed newly appointed Sentencing Commission member, Christopher Mann. Mr. Mann is a private attorney in Lenexa, KS and is owner of Mann Law Firm, P.A. He will be serving as the private attorney appointee member.

Approval of Minutes

Chris Mechler referred to the November 16, 2017 Sentencing Commission Meeting minutes. James Echols moved to approve the minutes and Judge McAnany seconded the motion. The motion carried and the minutes were approved.

Legislative Committee

Executive Director, Scott Schultz reviewed 18rs2373, *State v. Horselooking* proposed legislation. Mr. Schultz explained the Commission's action to amend 18rs2373 by striking the language in subsection (j) of Section 1, making the bill prospective in nature. No action was required.

Stacey Donovan discussed 18rs2405, proposed legislation regarding tetrahydrocannabinol (THC) possession penalties. Chris Mechler asked for a motion to approve the proposed legislation. Stacey moved to approve the proposed bill for legislation. Representative Tom Sawyer seconded the motion and the motion carried. Jessica Domme opposed the motion.

Review & Approval of Letter to the Governor

Executive Director, Scott Schultz, provided a proposed draft letter to Governor Brownback pursuant to K.S.A. 74-9101, which provides that the Kansas Sentencing Commission analyze policy options to reduce the prison population and make recommendations to the Governor.

Stacey Donovan proposed delaying the letter to the Governor until data had been compiled reflecting the bed savings for the failure to register for drugs.

Chris Mechler asked for a motion to approve the proposed letter to the Governor, with the agreement to have Scott Schultz include numbers for the first and tenth year bed savings for the Offender Registration Act. Tim Madden moved to approve the motion and Stacey Donovan seconded the motion. The motion carried and the letter was approved to be sent.

Agency Report

Executive Director, Scott Schultz provided a summary of the agency's activities and reviewed KDOC prison population reports. Mr. Schultz stated that KSSC has been taking pre-orders for the Desk Reference Manuals (DRM).

Mr. Schultz informed the Commission of the recent resignation of Commission member, Meredith Butler, effective December 31, 2017.

Next Meeting

The next Sentencing Commission meeting will be at 1:30 p.m. on January 19, 2018 in the Senate Room of the Jayhawk Tower.

Meeting adjourned at 2:00 p.m.