For Court Use Only (Seal)

2024 KANSAS SENTENCING GUIDELINES JOURNAL ENTRY OF PROBATION VIOLATION HEARING

SECTION I. CASE IDENTIFYING INFORMATION

1. **Transaction No.**

2. **STATE v.** ☐ Male ☐ Female

3. **Court O.R.I. Number**

4. **K.B.I. Number**

5. **County**

6. **Court Case Number**

7. **Judge at Violation Hearing**

8. **Date of Violation Hearing**

9. **Defense Counsel at Violation Proceeding:** ☐ Appointed ☐ Retained ☐ Self ☐ Waived Orally ☐ Waived in Writing

10. **Agency Requesting Hearing:** ☐ Court Services ☐ Community Corrections

11. **Reason for Violation Hearing:** ☐ Condition Violation ☐ Not Amenable to Treatment ☐ Committed New Crime ☐ K.S.A. 21-6824 ("SB 123") Intentional Noncompliance ☐ Absconder

SECTION II. ORIGINAL CONVICTION AND SENTENCE INFORMATION

1. **Original Sentencing Date:**

2 **Original Journal Entry:** ☐ **Attached**

3. **Name of Original Sentencing Judge:**

4. **Name of PRIMARY Offense of Conviction:**
Count No.: **Original Date of Offense:**

5. **If Drug Offense** (Indicate statute for controlled substance): ☐ 65-4105 ☐ 65-4107 ☐ 65-4109 ☐ 65-4111 ☐ 65-4113
Name of Drug:
Amount of Drug (IF Distribution Offense): ☐ w/in 1,000 ft of school

6. **K.S.A., Title, Section, Subsection(s):**
☐ **Attempt** (K.S.A. 21-5301) ☐ **Conspiracy** (K.S.A. 21-5302) ☐ **Solicitation** (K.S.A. 21-5303)

7. **Grade of Offense:** (Check one in each row.) ☐ Felony, Severity Level _____ ☐ Misdemeanor, Class _____
☐ Person ☐ Nonperson

8. **Offense Category:** ☐ Nondrug ☐ Drug ☐ Nongrid

9. **Criminal History Classification**: ☐ A ☐ B ☐ C ☐ D ☐ E ☐ F ☐ G ☐ H ☐ I

10. **Imprisonment Term Pronounced for Primary Offense:** _____ months

11. **Postrelease Supervision:** ☐ 12 months ☐ 24 months ☐ 36 months ☐ 60 months K.S.A.22-3717(d)(1)(G)(ii)
☐ Up to 60 months _____ K.S.A. 22-3717(d)(1)(D)(i) ☐ Lifetime Postrelease ☐ Parole
☐ No Postrelease (only applies to crimes committed prior to July 1, 2013 - see K.S.A. 2012 Supp. 22-3716(e)) ☐ Lifetime Parole

12. **Probation Term:** ☐ 12 months ☐ 18 months ☐ 24 months ☐ 36 months ☐ 60 months
☐ Drug Treatment for up to 18 months. K.S.A. 21-6824. ☐ Other: Term: ____ months
☐ Extended Period under K.S.A. 21-6608(c)(6) for: _____ months (Up to 60 months or maximum prison sentence).

13. **Original Total Prison Term:** KDOC _____ months

PLEASE USE AN ADDITIONAL OFFENSES PAGE FOR ADDITIONAL OFFENSES OF CONVICTION

Case No. **(PAGE 2)**

SECTION III. VIOLATION SANCTION HISTORY - *ONLY MARK IF PREVIOUSLY IMPOSED*

☐ Prior county jail sanctions imposed (K.S.A. 22-3716(c)(1)(B)):
* to be imposed in 2 or 3 day consecutive period
1st _____ days imposed by ☐ Supervising officer ☐ Court
2nd _____ days imposed by ☐ Supervising officer ☐ Court
3rd _____ days imposed by ☐ Supervising officer ☐ Court
4th _____ days imposed by ☐ Supervising officer ☐ Court
5th _____ days imposed by ☐ Supervising officer ☐ Court
6th _____ days imposed by ☐ Supervising officer ☐ Court
7th _____ days imposed by ☐ Supervising officer ☐ Court
8th _____ days imposed by ☐ Supervising officer ☐ Court
9th _____ days imposed by ☐ Supervising officer ☐ Court

☐ 120 days in KDOC (K.S.A. 22-3716(c)(1)(C) prior to repeal)
☐ 180 days in KDOC (K.S.A. 22-3716(c)(1)(D) prior to repeal)
☐ Jail sanction history _____ days imposed
(Up to 60 days per K.S.A. 22-3716(c)(9))

SECTION IV. DISPOSITION OF THIS VIOLATION HEARING

1. **Disposition:** ☐ No Violation Determined ☐ The court finds sufficient evidence and grounds to show and orders:
☐ **Violations Determined, Probation Not Revoked But:**
☐ Probation Conditions Modified? ☐ Yes ☐ No (If Yes, describe conditions in box #4)
☐ Ordered to Community Corrections Supervision
☐ Probation Extended for _____ months
☐ Drug Treatment for up to 18 months. K.S.A. 21-6824, ("SB123")
☐ Violation Sanctions Ordered:
☐ Quick Dip: ☐ 2 day ☐ 3 day
☐ KDOC Prison Sanction: ☐ 120 days ☐ 180 days (not applicable if the original date of offense is on or after July 1, 2019)
☐ County Jail _____ days (up to 60) (may not be imposed at same time as other sanctions - K.S.A. 22-3716(c)(9))
☐ **Violation Determined, Probation Revoked and Defendant Ordered to Serve:**
☐ Original Sentence ☐ Modified Sentence _____ months
☐ Court revoked per K.S.A. 22-3716(c)(7) because:
☐ Absconded ☐ Committed new crime (state reasons in box #3)
☐ Public safety (state reasons in comment box) ☐ Offender welfare finding (state reasons in comment box)
☐ Original sentence result of dispositional departure
☐ No Postrelease Period (only applies to crimes committed prior to July 1, 2013 - see K.S.A. 2012 Supp. 22-3716(e))
** KDOC Drug Treatment Program (minimum 120 days) (This option is included in statute, but is unavailable)

Comments:

2. **BIDS FEES ORDERED:**
Application Fee Assessed $_____(Per K.S.A. 22-4529, $100 unless reduced or waived for "manifest hardship")
Attorney Fee Assessed $_____ (Per K.S.A. 22-4513)

3. **If Probation was Revoked, Modified or Extended for any Reason, Please Provide a Brief Description of the Violation(s):**

4. **If Probation was Modified or Extended for any Reason, Please Provide a Brief Description of any New Conditions Imposed:**

SECTION IV. DISPOSITION OF THIS VIOLATION HEARING (cont.)

5. **Incarceration Credit:** Jail Credit Awarded at Original Sentencing ____
+ Credit Awarded While on Probation for Current Crime (**to include any KDOC violation sanction time**) ____

Revocation Date: _____ (mm/dd/yyyy) **Total Number of Days of Credit Awarded** _____ **=** **SENTENCE BEGINS DATE:** _____ (mm/dd/yyyy)

☐ Court remands Defendant to custody of Sheriff to begin serving sentence.

Enter dates **(mm/dd/yy ONLY)** and days of credit potentially available for this case and check "A" if the days are awarded, or "N" if the days are not awarded by the court. (attach additional pages if necessary) (K.S.A. 21-6615)

Location -	From:	To: =	Days	☐ A	☐ N
Location -	From:	To: =	Days	☐ A	☐ N
Location -	From:	To: =	Days	☐ A	☐ N
Location -	From:	To: =	Days	☐ A	☐ N
Location -	From:	To: =	Days	☐ A	☐ N
Location -	From:	To: =	Days	☐ A	☐ N
Location -	From:	To: =	Days	☐ A	☐ N

*Enter appropriate letters to indicate the type of location where credit may have been earned:
J=Jail TL=Treatment (Locked) TU=Treatment (Unlocked) RL=Residential (Locked) RU=Residential (Unlocked) HA=House Arrest

6. **Prior Case(s) to Which the Current Sentence is to Run Concurrent or Consecutive**:

Case No.		☐ Misd	☐ Felony	County		☐ Concurrent	Or	☐ Consecutive
Case No.		☐ Misd	☐ Felony	County		☐ Concurrent	Or	☐ Consecutive
Case No.		☐ Misd	☐ Felony	County		☐ Concurrent	Or	☐ Consecutive
Case No.		☐ Misd	☐ Felony	County		☐ Concurrent	Or	☐ Consecutive

Others:

SECTION V. SIGNATURES

1. **Judge's Signature**: **Date:** _____

Signed: _____

Printed: _____

☐ **Submitted for Electronic Signature**

2. **Prosecuting Attorney:** **Date:** _____

Signed: _____

Printed: _____

Supreme Court Number: _____

Address: _____

_____

_____

Phone No: _____

3. **Defense Attorney:** **Date:** _____

Signed: _____

Printed: _____

Supreme Court Number: _____

Address: _____

_____

_____

Phone No: _____

THIS FORM MUST BE ACCOMPANIED BY A COPY OF THE ORIGINAL JOURNAL ENTRY OF JUDGMENT

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KSGA JOURNAL ENTRY OF PROBATION VIOLATION HEARING ADDITIONAL OFFENSES PAGE

1. **Name of Additional Offense of Conviction:**
Count No. _____

2. **K.S.A., Title, Section, Subsection(s):**
☐ **Attempt** (K.S.A. 21-5301) ☐ **Conspiracy** (K.S.A. 21-5302) ☐ **Solicitation** (K.S.A. 21-5303)

3. **Grade of Offense:** (Check one in each row.) ☐ Felony, Severity Level _____ ☐ Misdemeanor, Class _____
☐ Person ☐ Nonperson

4. **Offense Category:** ☐ Nondrug ☐ Drug ☐ Nongrid

5. **Imprisonment Term Pronounced for This Offense:** _____ months

6. **Postrelease Supervision:** ☐ 12 months ☐ 24 months ☐ 36 months ☐ 60 months K.S.A. 22-3717(d)(1)(G)(ii)
☐ Up to 60 months _____ K.S.A. 22-3717(d)(1)(D)(i) ☐ Lifetime Postrelease
☐ Parole ☐ No Postrelease (only applies to crimes committed prior to July 1, 2013 - see K.S.A. 2012 Supp. 22-3716(e)) ☐ Lifetime Parole

7. **Consecutive/Concurrent:** ☐ Concurrent To Count(s):_____ ☐ Consecutive To Count(s): _____

1. **Name of Additional Offense of Conviction:**
Count No. _____

2. **K.S.A., Title, Section, Subsection(s):**
☐ **Attempt** (K.S.A. 21-5301) ☐ **Conspiracy** (K.S.A. 21-5302) ☐ **Solicitation** (K.S.A. 21-5303)

3. **Grade of Offense:** (Check one in each row.) ☐ Felony, Severity Level _____ ☐ Misdemeanor, Class _____
☐ Person ☐ Nonperson

4. **Offense Category:** ☐ Nondrug ☐ Drug ☐ Nongrid

5. **Imprisonment Term Pronounced for This Offense:** _____ months

6. **Postrelease Supervision:** ☐ 12 months ☐ 24 months ☐ 36 months ☐ 60 months K.S.A. 22-3717(d)(1)(G)(ii)
☐ Up to 60 months _____ K.S.A. 22-3717(d)(1)(D)(i) ☐ Lifetime Postrelease
☐ Parole ☐ No Postrelease (only applies to crimes committed prior to July 1, 2013 - see K.S.A. 2012 Supp. 22-3716(e)) ☐ Lifetime Parole

7. **Consecutive/Concurrent:** ☐ Concurrent To Count(s):_____ ☐ Consecutive To Count(s):_____

1. **Name of Additional Offense of Conviction:**
Count No. _____

2. **K.S.A., Title, Section, Subsection(s):**
☐ **Attempt** (K.S.A. 21-5301) ☐ **Conspiracy** (K.S.A. 21-5302) ☐ **Solicitation** (K.S.A. 21-5303)

3. **Grade of Offense:** (Check one in each row.) ☐ Felony, Severity Level _____ ☐ Misdemeanor, Class _____
☐ Person ☐ Nonperson

4. **Offense Category:** ☐ Nondrug ☐ Drug ☐ Nongrid

5. **Imprisonment Term Pronounced for This Offense:** _____ months

6. **Postrelease Supervision:** ☐ 12 months ☐ 24 months ☐ 36 months ☐ 60 months K.S.A. 22-3717(d)(1)(G)(ii)
☐ Up to 60 months _____ K.S.A. 22-3717(d)(1)(D)(i) ☐ Lifetime Postrelease
☐ Parole ☐ No Postrelease (only applies to crimes committed prior to July 1, 2013 - see K.S.A. 2012 Supp. 22-3716(e)) ☐ Lifetime Parole

7. **Consecutive/Concurrent:** ☐ Concurrent To Count(s): _____ ☐ Consecutive To Count(s): _____

Additional Comments: