

## MEMORANDUM

**To:** Leyton Gunn, Division of Budget  
**From:** Scott M. Schultz, Executive Director  
**Date:** January 21, 2021  
**Re:** Prison Bed Impact Assessment, **HB 2077 - Extending the Kansas criminal justice reform commission, limiting the commission's scope of study and adding a public defender.**

### IMPACT ASSESSMENT

- **Impact on Prison Admissions:** This bill **may** impact prison admissions, but it cannot be determined at this time.
- **Impact on Prison Beds:** This bill **may** impact prison bed space, but it cannot be determined at this time.
- **Impact on the Workload of the Commission:** This bill will have **no impact** on the workload of the Commission.

### SUMMARY OF THE BILL

- Section 1. K.S.A. 21-6902 is amended to extend the Kansas criminal justice reform commission and changing the scope to include analyzing diversion programs throughout the state and make recommendations to the legislation for requiring pre-filing and post-filing diversion to be an option in all counties, establishing minimum statewide diversion standards, and providing a method for sealing or otherwise removing diversion records from criminal records.
- The commission will review the supervision practices for felony offenders who serve sentences on community supervision, discuss and develop detailed recommendations for legislation that establishes research-based standards and practices for all community supervision programs that (1) provide for incentives for offenders to earn early discharge, (2) create standardized terms and conditions for community supervision and provide for a method that courts may utilize to use special terms as indicated through the introduction of compelling evidence, (3) create standardized effective responses to behavior through a system of incentives and graduated sanctions, and (D) provide for a means to consolidate concurrent supervision into one supervision agency.
- The commission's scope will no longer include the study of specialty courts, the surveying of evidence-based programs, the studying of policies for the department of corrections for placement of offenders, or the evaluation of existing data management systems.

- Commission members will now include one public defender appointed by the executive director of the Board of indigent's defense services.

## **FINDINGS**

- This bill does not directly address any changes to specific felony penalties in Kansas.

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