

**KANSAS SENTENCING GUIDELINES  
PRESENTENCE INVESTIGATION REPORT  
FACE SHEET  
PLEASE USE FOR CRIMES COMMITTED ON  
JULY 1, 2016 - JUNE 30, 2017**

Original  Amended

1. **Judicial District:** \_\_\_\_\_

**County and ORI number :** \_\_\_\_\_

**Case Number:** \_\_\_\_\_  DV Case

**Name:** \_\_\_\_\_

**A/K/A's:** \_\_\_\_\_

**Age:** \_\_\_\_ **K.B.I. No:** \_\_\_\_\_

**Sex:**  Male  Female

**Race:**  W  B  A.I.  A

**Ethnicity:**  Hispanic  Non-Hispanic

**Citizenship:**  U.S.  Citizen of: \_\_\_\_\_

**Detainer or Other Charges Pending?**  Yes  No

**Subject in Custody Awaiting Sentencing?**  Yes  No

**Begin** \_\_\_\_\_ **End** \_\_\_\_\_ = \_\_\_\_\_ **Days**

**Begin** \_\_\_\_\_ **End** \_\_\_\_\_ = \_\_\_\_\_ **Days**

**Begin** \_\_\_\_\_ **End** \_\_\_\_\_ = \_\_\_\_\_ **Days**

**DNA Sample Taken (K.S.A. 21-2511):**  Yes  No

2. **IF OFFENDER WAS UNDER 18 YEARS OF AGE WHEN CRIME(S) WAS COMMITTED AND WAS TRIED AS AN ADULT, OFFENDER WAS:**

Adjudicated as an Adult Under K.S.A. 38-2347

Automatically Considered Adult Because of a Prior Felony

3. **Names of Co-Defendants, if any:** \_\_\_\_\_

4. **Defense Attorney:** \_\_\_\_\_

**Type of Counsel Prior to Sentencing:**

Retained  Appointed  Self

Waived Orally  Waived in Writing

**Prosecuting Attorney:** \_\_\_\_\_

**Sentencing Judge:** \_\_\_\_\_

**Date of Guilty Plea or Judgment:** \_\_\_\_\_

**Date of Sentencing:** \_\_\_\_\_

5. **Presentence Investigator:** (Please Print)

**Date Assigned:** \_\_\_\_\_ **Date Submitted:** \_\_\_\_\_

**Presentence Investigator's signature:** \_\_\_\_\_

6. **Primary Offense:** \_\_\_\_\_

Attempt  Conspiracy  Solicitation

**K.S.A. No. (including subsections):** \_\_\_\_\_

**Offense Date:** \_\_\_\_\_ **Count No.:** \_\_\_\_\_

**Offender Registration Required** - Attach Supplement (Pg 7)  
(K.S.A. 22-4902)

**Criminal History Score:** \_\_\_\_\_

Person  Nonperson

Misdemeanor - Class \_\_\_\_\_

Felony:  On-Grid - Severity Level \_\_\_\_\_  Nondrug  Drug  
 Off-grid  Nongrid (K.S.A. 21-6804(i))

**If Grid Sentence:**  Mandatory Prison as per K.S.A. 21-5703

Presumptive Prison  Presumptive Probation  Border Box

**Range:** Aggravated \_\_\_\_ Standard \_\_\_\_ Mitigated \_\_\_\_

**Max. Good Time:** (K.S.A. 21-6821)  15%  20%

**Special Rules:**  Special Rule Applies - Attach Supplement (Pg 6)

Number \_\_\_\_\_ and Description: \_\_\_\_\_

**If Drug Offense (Indicate statute for controlled substance):**

65-4105  65-4107  65-4109  65-4111  65-4113

**Name of Drug:** \_\_\_\_\_

**Amount: (Distribution Only)** \_\_\_\_\_  w/in 1,000 ft of school

Firearm Finding (K.S.A. 21-6805(g):  6 months

18 months

**Drug Treatment:**  Mandatory  With Court Finding

**Not Eligible:**  Criminal History  Residency

3<sup>rd</sup> or Subsequent Conviction Felony Possession

Low or Low-Moderate LSI-R score

Low SASSI score

**Postrelease Supervision Duration:**  12 months  24 months

36 months  60 months  Lifetime Postrelease

Lifetime Parole/Electronic Monitoring (K.S.A. 21-6604(r))

**Probation Duration:**  12 months  18 months  24 months

36 months  Other: \_\_\_\_\_

**DUI or Test Refusal Post-Imprisonment Supervision:** (12 months)

Court Services  Community Corrections

Additional one month jail if child <14 in vehicle

2016 KANSAS SENTENCING GUIDELINES  
PRESENTENCE INVESTIGATION REPORT - FACE SHEET SUPPLEMENTAL PAGE  
CASE NO. \_\_\_\_\_

page 2

Additional Offense: \_\_\_\_\_

K.S.A. No. (including subsections): \_\_\_\_\_

Offense Date: \_\_\_\_\_ Count No.: \_\_\_\_\_

Offender Registration Required - Attach Supplement (Pg 7)  
(K.S.A. 22-4902)

Criminal History Score: \_\_\_\_\_

Person  Nonperson  
 Misdemeanor - Class \_\_\_\_\_  
 Felony:  On-Grid - Severity Level \_\_\_\_\_  Nondrug  Drug  
 Off-grid  Nongrid (K.S.A. 21-6804(i))

If Grid Sentence:  Mandatory Prison as per K.S.A. 21-5703  
 Presumptive Prison  Presumptive Probation  Border Box  
Range: Aggravated \_\_\_\_\_ Standard \_\_\_\_\_ Mitigated \_\_\_\_\_  
Max. Good Time: (K.S.A. 21-6821)  15%  20%

Special Rules:  Special Rule Applies - Attach Supplement (Pg 6)  
Number \_\_\_\_\_ and Description: \_\_\_\_\_

If Drug Offense (Indicate statute for controlled substance):

65-4105  65-4107  65-4109  65-4111  65-4113

Name of Drug: \_\_\_\_\_

Amount: (Distribution Only) \_\_\_\_\_  w/in 1,000 ft of school  
 Firearm Finding (K.S.A. 21-6805(g)):  6 months  
 18 months

Drug Treatment:  Mandatory  With Court Finding

Not Eligible:  Criminal History  Residency  
 3<sup>rd</sup> or Subsequent Conviction Felony Possession  
 Low or Low-Moderate LSI-R score  
 Low SASSI score

Postrelease Supervision Duration:  12 months  24 months  
 36 months  60 months  Lifetime Postrelease  
 Lifetime Parole/Electronic Monitoring (K.S.A. 21-6604(r))

Probation Duration:  12 months  18 months  24 months  
 36 months  Other: \_\_\_\_\_

DUI or Test Refusal Post-Imprisonment Supervision: (12 months)

Court Services  Community Corrections  
 Additional one month jail if child <14 in vehicle

Additional Offense: \_\_\_\_\_

K.S.A. No. (including subsections): \_\_\_\_\_

Offense Date: \_\_\_\_\_ Count No.: \_\_\_\_\_

Offender Registration Required - Attach Supplement (Pg 7)  
(K.S.A. 22-4902)

Criminal History Score: \_\_\_\_\_

Person  Nonperson  
 Misdemeanor - Class \_\_\_\_\_  
 Felony:  On-Grid - Severity Level \_\_\_\_\_  Nondrug  Drug  
 Off-grid  Nongrid (K.S.A. 21-6804(i))

If Grid Sentence:  Mandatory Prison as per K.S.A. 21-5703  
 Presumptive Prison  Presumptive Probation  Border Box  
Range: Aggravated \_\_\_\_\_ Standard \_\_\_\_\_ Mitigated \_\_\_\_\_  
Max. Good Time: (K.S.A. 21-6821)  15%  20%

Special Rules:  Special Rule Applies - Attach Supplement (Pg 6)  
Number \_\_\_\_\_ and Description: \_\_\_\_\_

If Drug Offense (Indicate statute for controlled substance):

65-4105  65-4107  65-4109  65-4111  65-4113

Name of Drug: \_\_\_\_\_

Amount: (Distribution Only) \_\_\_\_\_  w/in 1,000 ft of school  
 Firearm Finding (K.S.A. 21-6805(g)):  6 months  
 18 months

Drug Treatment:  Mandatory  With Court Finding

Not Eligible:  Criminal History  Residency  
 3<sup>rd</sup> or Subsequent Conviction Felony Possession  
 Low or Low-Moderate LSI-R score  
 Low SASSI score

Postrelease Supervision Duration:  12 months  24 months  
 36 months  60 months  Lifetime Postrelease  
 Lifetime Parole/Electronic Monitoring (K.S.A. 21-6604(r))

Probation Duration:  12 months  18 months  24 months  
 36 months  Other: \_\_\_\_\_

DUI or Test Refusal Post-Imprisonment Supervision: (12 months)

Court Services  Community Corrections  
 Additional one month jail if child <14 in vehicle

2016 KANSAS SENTENCING GUIDELINES  
PRESENTENCE INVESTIGATION REPORT - FACE SHEET SUPPLEMENTAL PAGE  
CASE NO. \_\_\_\_\_

Additional Offense: \_\_\_\_\_

K.S.A. No. (including subsections): \_\_\_\_\_

Offense Date: \_\_\_\_\_ Count No.: \_\_\_\_\_

Offender Registration Required - Attach Supplement (Pg 7) (K.S.A. 22-4902)

Criminal History Score: \_\_\_\_\_

Person  Nonperson

Misdemeanor - Class \_\_\_\_\_

Felony:  On-Grid - Severity Level \_\_\_\_\_  Nondrug  Drug  
 Off-grid  Nongrid (K.S.A. 21-6804(i))

If Grid Sentence:  Mandatory Prison as per K.S.A. 21-5703

Presumptive Prison  Presumptive Probation  Border Box

Range: Aggravated \_\_\_\_\_ Standard \_\_\_\_\_ Mitigated \_\_\_\_\_

Max. Good Time: (K.S.A. 21-6821)  15%  20%

Special Rules:  Special Rule Applies - Attach Supplement (Pg 6)

Number \_\_\_\_\_ and Description: \_\_\_\_\_

If Drug Offense (Indicate statute for controlled substance):

65-4105  65-4107  65-4109  65-4111  65-4113

Name of Drug: \_\_\_\_\_

Amount: (Distribution Only) \_\_\_\_\_  w/in 1,000 ft of school

Firearm Finding (K.S.A. 21-6805(g)):  6 months

18 months

Drug Treatment:  Mandatory  With Court Finding

Not Eligible:  Criminal History  Residency

3<sup>rd</sup> or Subsequent Conviction Felony Possession

Low or Low-Moderate LSI-R score

Low SASSI score

Postrelease Supervision Duration:  12 months  24 months

36 months  60 months  Lifetime Postrelease

Lifetime Parole/Electronic Monitoring (K.S.A. 21-6604(r))

Probation Duration:  12 months  18 months  24 months

36 months  Other: \_\_\_\_\_

DUI or Test Refusal Post-Imprisonment Supervision: (12 months)

Court Services  Community Corrections

Additional one month jail if child <14 in vehicle

Additional Offense: \_\_\_\_\_

K.S.A. No. (including subsections): \_\_\_\_\_

Offense Date: \_\_\_\_\_ Count No.: \_\_\_\_\_

Offender Registration Required - Attach Supplement (Pg 7) (K.S.A. 22-4902)

Criminal History Score: \_\_\_\_\_

Person  Nonperson

Misdemeanor - Class \_\_\_\_\_

Felony:  On-Grid - Severity Level \_\_\_\_\_  Nondrug  Drug  
 Off-grid  Nongrid (K.S.A. 21-6804(i))

If Grid Sentence:  Mandatory Prison as per K.S.A. 21-5703

Presumptive Prison  Presumptive Probation  Border Box

Range: Aggravated \_\_\_\_\_ Standard \_\_\_\_\_ Mitigated \_\_\_\_\_

Max. Good Time: (K.S.A. 21-6821)  15%  20%

Special Rules:  Special Rule Applies - Attach Supplement (Pg 6)

Number \_\_\_\_\_ and Description: \_\_\_\_\_

If Drug Offense (Indicate statute for controlled substance):

65-4105  65-4107  65-4109  65-4111  65-4113

Name of Drug: \_\_\_\_\_

Amount: (Distribution Only) \_\_\_\_\_  w/in 1,000 ft of school

Firearm Finding (K.S.A. 21-6805(g)):  6 months

18 months

Drug Treatment:  Mandatory  With Court Finding

Not Eligible:  Criminal History  Residency

3<sup>rd</sup> or Subsequent Conviction Felony Possession

Low or Low-Moderate LSI-R score

Low SASSI score

Postrelease Supervision Duration:  12 months  24 months

36 months  60 months  Lifetime Postrelease

Lifetime Parole/Electronic Monitoring (K.S.A. 21-6604(r))

Probation Duration:  12 months  18 months  24 months

36 months  Other: \_\_\_\_\_

DUI or Test Refusal Post-Imprisonment Supervision: (12 months)

Court Services  Community Corrections

Additional one month jail if child <14 in vehicle

**2016 KANSAS SENTENCING GUIDELINES  
PRESENTENCE INVESTIGATION REPORT  
CURRENT OFFENSE INFORMATION**

(This page only - NOT PUBLIC RECORD)

**CASE NO.** \_\_\_\_\_

page 4

1. OFFICIAL VERSION:

2. DEFENDANT'S VERSION: Defendant's Date of Birth: \_\_\_\_\_ Defendant's Social Security Number: \_\_\_\_\_

3. VICTIM'S INJURY / DAMAGE / STATEMENT(S):

4. RESTITUTION OWED TO:

Total Restitution Owed: \$ \_\_\_\_\_

| Amount   | Name and Address |
|----------|------------------|
| \$ _____ | _____            |
| \$ _____ | _____            |
| \$ _____ | _____            |
| \$ _____ | _____            |
| \$ _____ | _____            |
| \$ _____ | _____            |
| \$ _____ | _____            |
| \$ _____ | _____            |

5. OTHER PENDING INFORMATION:

6. DEFENDANT'S ADDRESS: \_\_\_\_\_  
\_\_\_\_\_

6. **PLACEMENT OPTIONS:** This is a list of placement options and the presentence investigator's professional assessment of possible conditions should the court place the offender on probation or order some form of community sanction.

COMMUNITY CORRECTIONS [Indicate the criteria from K.S.A. 2015 Supp. 75-5291 or Special Rule that qualifies the defendant for placement in Community Corrections.]

(a)(2)(A) Scored moderate, high or very high risk

(a)(2)(B) Downward dispositional departure from presumptive prison sentence

(a)(2)(C) Convicted of offense severity level 7 or higher which requires registration

(a)(2)(F) Drug Treatment for up to 18 months (K.S.A. 21-6824 "SB 123")

(a)(2)(G) Sentenced pursuant to K.S.A. 8-1567 (DUI)

**\*\* (a)(2)(E) Follows successful completion of a conservation camp program (\*\* This option is included, but is unavailable)**

Special Rule Applies

COURT SERVICES

7. **OFFICER'S ASSESSMENT OF CONDITIONS OF PROBATION:** K.S.A. 21-6607 [Check All That Apply.]

Alcohol evaluation  Drug evaluation  Mental Health evaluation  ADSAP Evaluation  Domestic Violence Offender Assessment (K.S.A. 21-6604(p))

In Patient  Out Patient

Alcohol treatment  Drug treatment  Mental Health treatment (Follow recommendations of counselor)

No possession or consumption of alcohol or illegal drugs

At C.S.O. request and at defendant's own expense, submit to random:  Breath test  Blood test  Urinalysis test

Community Service Work: \_\_\_\_\_ Hours

Gain employment  Maintain employment

Notify the C.S.O. of changes in employment, residence and phone number

No contact with:  Victim  Co-defendant

Educational program:  G.E.D.  Vocational  Higher Education

Register as an offender pursuant to the Kansas Offender Registration Act, K.S.A. 22-4901 *et. seq.* (**NO registration is required** for K.S.A. 21-5705(a)(2)-(a)(6) and **ALL** subsections (formerly K.S.A. 21-36a05(a)(2) and **ALL** subsections of (a)(2))

Attend a presentation by the Victim Impact Panel

Submit to KBI DNA testing and be responsible for the cost of the test

Curfew Restriction: \_\_\_\_\_

Travel Restriction: \_\_\_\_\_

Other: \_\_\_\_\_

8. **COSTS PROPOSED:**

|  |          |   |                 |
|--|----------|---|-----------------|
| † Total Restitution (Please complete pg. 4 item #4)  | \$ _____ | Correctional Supv. Fee (Felony \$120/ Misd. \$60) | \$ _____        |
| Court Costs (including surcharge)                    | \$ _____ | BIDS Attorney Fee                                 | \$ _____        |
| * Total Fines  | \$ _____ | BIDS Application Fee                              | \$ _____        |
| DNA Database Fee (K.S.A. 21-2511 & 75-724)           | \$ _____ | Court-Appointed Attorney Fee                      | \$ _____        |
| Extradition Costs                                    | \$ _____ | Community Corrections Fee (offenses after 1/4/07) | \$ _____        |
| Domestic Violence Special Program Fee                | \$ _____ | Booking/fingerprint Fee                           | \$ _____        |
| Apprehension Fee (Escape/Agg. Escape)                | \$ _____ | Reward Reimbursement                              | \$ _____        |
| Alcohol &/or Drug Eval. Fee (offenses before 7/1/11) | \$ _____ | Children's Advocacy Center Assessment Fee         | \$ _____        |
| Witness Fee  | \$ _____ | Medical Costs/Expenses Reimbursement              | \$ _____        |
| KBI Lab Fee  | \$ _____ | SB 123 Assessment Fee (\$175)                     | \$ _____        |
| Other Lab Fee  | \$ _____ | SB 123 Offender Reimbursement (at least \$125)    | \$ _____        |
| Domestic Violence Assessment/Recommendations         | \$ _____ | Other:  | \$ _____        |
| <b>TOTAL COSTS</b>                                   |          |   | <b>\$ _____</b> |

†  On or after 7/1/15, restitution shall be ordered as per K.S.A. 22-3424 if convicted of Human Trafficking (K.S.A. 21-5426), Agg. Human Trafficking (K.S.A. 21-5426) or Commercial Exploitation of a Child (K.S.A. 21-6422).

\*  \$250 of DUI or Test Refusal fine shall be sent to Community Corrections Supervision Fund.

\*  On and after 7/1/13 for Promoting the Sale of Sexual Relations (K.S.A. 21-6420), Buying Sexual Relations (K.S.A. 21-6421), or Commercial Sexual Exploitation of a Child (K.S.A. 21-6422), fine of \$2500-5000 shall be sent to Human Trafficking Victim Assistance Fund.

**\*\* This option is included in statute, but is unavailable**

**SPECIAL RULES SUPPLEMENTAL PAGE (IF APPLICABLE, check box of the special rule and include this page with the corresponding count.)**

**PUBLIC SAFETY OFFENSES / FIREARMS FINDING APPLY:**

- 1  **Person Felony Committed With a Firearm** – presumed prison. K.S.A. 21-6804(h)
- 2  **Agg. Battery against a L.E.O.**, if criminal history is 6H or 6I – presumed prison. K.S.A. 21-6804(g)
- 3  **Agg. Assault of a L.E.O.**, if criminal history is 6H or 6I – presumed prison. K.S.A. 21-6804(g)
- 34  **Battery on a L.E.O., K.S.A. 21-5413(c)(2), resulting in bodily harm-** presumed prison and consecutive. K.S.A. 21-6804(r)
- 32  **Drug Felony While in Possession of a Firearm-** presumed prison. K.S.A. 21-6805(g)
- 33  **Drug Felony With a Firearm that Discharges-** presumed prison. K.S.A. 21-6805(g)
- 4  **Crime Committed for Benefit of a Criminal Street Gang** – presumed prison. K.S.A. 21-6804(k)
- 11  **Extended Jurisdiction Juvenile Imposed** – both juvenile and adult sentences imposed, adult sentence stayed conditioned on successful completion of juvenile sentence. K.S.A. 38-2347 and 38-2364
- 35  **Agg. Endangering a Child** – consecutive sentence required. K.S.A. 21-5601(c)(2)
- 36  **Ballistic Resistant Material** – presumed prison with additional 30 months and consecutive. K.S.A. 21-6804(t)
- 38  **Unlawful Sexual Relations** - presumed prison. K.S.A. 21-6804(s)

**HABITUAL OR REPEAT OFFENSES APPLY:**

- 5  **Persistent Sex Offender** - presumed prison – double the maximum duration. K.S.A. 21-6804(j)
- 12  **2<sup>nd</sup> or Subs. Manufacture of a Controlled Substance Conviction** – if previous conviction is for methamphetamine or analog, presumed prison, twice the maximum duration. K.S.A. 21-6805(e)
- 26  **3<sup>rd</sup> or Subs. Felony Drug Possession** - presumed prison. K.S.A. 21-6805(f)(1)
- 13  **Residential Burglary with a Prior Residential, Nonresidential or Agg. Burglary Conviction or any attempt or conspiracy convictions of these priors** – presumed prison. K.S.A. 21-6804(l)
- 47  **Residential Burglary with Criminal History Score 7C, 7D, or 7E** - presumptive prison. 2016 Session Laws Ch. 90, §4
- 27  **Burglary With Two or More Prior Convictions for Theft, Burglary, or Agg. Burglary** – presumed prison. K.S.A. 21-6804(p)
- 29  **Felony Theft With Three or More Prior Convictions for a Felony Theft, Burglary, or Agg. Burglary** – presumed prison. K.S.A. 21-6804(p)
- 30 \*\*  **For #27 or #29, Substance Abuse Underlying Factor, Treatment More Effective to Reduce Reoffense Risk and Community Safety Served** – KDOC Intensive Substance Abuse Treatment Program, Return to Court Upon Successful Completion. K.S.A. 21-6804(p)
- 31  **3<sup>rd</sup> or Subs. Criminal Deprivation of a Motor Vehicle** – presumptive prison. K.S.A. 21-6804(n)
- 16  **2<sup>nd</sup> Forgery**, criminal history I – C, sentenced pursuant to sentencing requirements of K.S.A. 21-5823, term of imprisonment not in KDOC. Criminal history A or B, - sentenced for SL 8, NPF. K.S.A. 21-6804(i)
- 17  **3<sup>rd</sup> or Subs. Forgery**, criminal history I – C, sentenced pursuant to sentencing requirements of K.S.A. 21-5823, term of imprisonment not in KDOC. Criminal history A or B, - sentenced for SL 8, NPF. K.S.A. 21-6804(i)
- 9  **Crime Committed While Incarcerated, on Probation, Parole, Conditional Release, or Postrelease Supervision for a Felony** – new sentence shall be imposed consecutively. K.S.A. 21-6606(c). If new crime is a felony, court may impose prison even if presumption is nonprison. K.S.A. 21-6604(f)(1)
- 40  **Felony Committed After Early Discharge When Offender Would Have Been On Probation or Postrelease Supervision for a Felony** If committed after early discharge pursuant to K.S.A. 21-6608(d), or K.S.A. 22-3717(d)(2), may impose prison even if presumed nonprison. K.S.A. 21-6604(f)(2)
- 28  **Felony Committed While Incarcerated in a Juvenile Correctional Facility for an Offense That Would be a Felony if Committed by an Adult** – presumed prison. K.S.A. 21-6604(f)(3)
- 10  **Crime Committed While on Felony Bond** – new sentence imposed consecutively. K.S.A. 21-6606(d), 21-6604(f)(4). If new crime is a felony, court may impose prison even if presumption is nonprison, K.S.A. 21-6604(f)(4)
- 37  **2<sup>nd</sup> or Subs. Identity Theft or Identity Fraud** – presumed prison. K.S.A. 21-6804(u)
- 41  **Leaving the Scene of an Accident** - if current conviction is for K.S.A. 8-1602(b)(2), (b)(3) or (b)(4), prior convictions committed on and after July 1, 2011 of 8-235, 8-262, 8-287, 8-291, 8-1566, 8-1567, 8-1568, 8-1602, 8-1605, 40-3104, 21-5405(a)(3) and 21-5406(a)(3), or comparable convictions from a different jurisdiction, shall count as person felony for criminal history purposes. K.S.A. 21-6811(i)
- 42  **Involuntary Manslaughter by DUI** - if current conviction is for K.S.A. 21-5405(a)(3), all prior convictions, adjudications and diversions for K.S.A. 8-1567(DUI), K.S.A. 8-2,144 (Commercial DUI), K.S.A. 8-1025 (Test Refusal), or comparable law of a different jurisdiction, shall count as person felony for criminal history purposes. K.S.A. 21-6811(c)
- 43  **3<sup>rd</sup> or Subsequent Flee/Elude** - presumed prison and imposed consecutively. K.S.A. 2014 Supp. 21-6804(v)
- 44  **Agg. Battery by DUI** - if current conviction is for K.S.A. 21-5413(b)(3), the first prior conviction, adjudication or diversion of K.S.A. 8-1567 (DUI), K.S.A. 8-2,144 (Commercial DUI), K.S.A. 8-1025 (Test Refusal), or comparable law of a different jurisdiction, shall count as a **nonperson** felony for criminal history purposes. Each second and subsequent prior adult conviction, diversion or juvenile adjudication of these offenses shall count as a **person** felony for criminal history purposes. K.S.A. 21-6811(c)
- 45  **Aggravated Criminal Damage to Property** - presumed prison if current conviction is for K.S.A. 21-5813(b) (Scrap Metal) and offender has a prior conviction for any nonperson felony. K.S.A. 21-6804(w)
- 46  **Offender Registration Act Violation** - presumed prison unless optional nonprison sanction imposed. K.S.A. 21-6804(m)

**SPECIAL RULES SUPPLEMENTAL PAGE- continued****NONGRID OFFENSES APPLY:**

- 6  **Felony D.U.I.** (3rd, 4th or Subs.) – sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 8-1567
- 39  **Felony Test Refusal** (2<sup>nd</sup>, 3<sup>rd</sup>, or Subs) – sentenced pursuant to mandatory sentencing requirements of K.S.A. 8-1025
- 8  **Felony Domestic Battery** - sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 21-5414(b)(3)
- 21  **Animal Cruelty** - K.S.A. 21-6412; 2<sup>nd</sup> or subs. conviction; or **Working/Assistance dog** – K.S.A. 21-6416 – sentenced pursuant to specific mandatory sentencing requirements of same statute

**FINANCE OFFENSES APPLY:**

- 25  **Fraudulent Insurance Act**, any combination of acts w/in 6 months involving \$25,000 or more - presumed prison. K.S.A. 40-2,118(e)
- 15  **Kansas Uniform Securities Act**, violation resulting in loss of \$25,000 or more – presumed prison. K.S.A. 17-12a508(a)(5)
- 19  **Mortgage Business Act**, 2nd or subs. Conviction – presumed prison. K.S.A. 9-2203(d)
- 20  **Loan Brokers Act**, violation resulting in loss of \$25,000 or more – presumed prison. K.S.A. 50-1013(a)

**OFFENDER REGISTRATION SUPPLEMENT to the PSI – K.S.A. 22-4901 et seq.****REGISTRATION TERMS - check appropriate boxes indicating REQUIRED TERM of registration - See K.S.A. 22-4906**

**Defendant advised of Notice of Duty to Register**

**Offender must register for 15 YEARS after the date of parole, discharge or release, whichever date is most recent, or, if offender is not confined, 15 YEARS from the date of conviction due to conviction of any of the following crimes:**

- Capital Murder - K.S.A. 21-5401
- Murder in the Second Degree – K.S.A. 21-5403
- Involuntary Manslaughter – K.S.A. 21-5405(a)(1), (a)(2) or (a)(4)
- Criminal Restraint – K.S.A. 21-5411 (except by parent, and only when victim is less than 18 years of age)
- Any act determined beyond a reasonable doubt to have been sexually motivated AND the act did not involve non-forcible sexual conduct between a victim at least 14 and offender no more than 4 years older than victim – K.S.A. 22-4902(a)(15)
- Any conviction of a person felony with court finding on the record that such felony was committed with a **DEADLY WEAPON** - K.S.A. 22-4902(e)(2)
- An offense not otherwise required, as provided by the Kansas Offender Registration Act, K.S.A. 22-4902(a)(5)
- Manufacture** or attempted manufacture of any controlled substance – K.S.A. 21-5703
- Possession of precursors** with intent to manufacture any controlled substance – K.S.A. 21-5709(a)
- Cultivation, Distribution, Possession** with intent to distribute opiates, opium or narcotic drugs or any stimulant in K.S.A. 65-4107(d)(1), (d)(3), or (f)(1) – K.S.A. 21-5705(a)(1), **ONLY**
- Any of the following crimes when one of the parties is **less than 18 years of age**:
- Adultery - K.S.A. 21-5511     Buying Sexual Relations – K.S.A. 21-6421     Lewd and Lascivious Behavior – K.S.A. 21-5513
- Any attempt, conspiracy or criminal solicitation of an offense defined in this section

**Offender must register for 25 YEARS after the date of parole, discharge or release, whichever date is most recent, or, if offender is not confined, 25 YEARS from the date of conviction due to conviction of any of the following crimes:**

- Indecent Solicitation of a Child – K.S.A. 21-5508
- Agg. Incest – K.S.A. 21-5604(b)(1)
- Unlawful Sexual Relations – K.S.A. 21-5512
- Sexual Exploitation of a Child – K.S.A. 21-5510, if the victim is at least 14 years of age but less than 18 years of age
- Promoting Prostitution – K.S.A. 21-6420, if the victim is at least 14 years of age but less than 18 years of age
- Criminal Sodomy - K.S.A. 21-5504(a) when one of the parties involved is less than 18 years of age
- Any attempt, conspiracy or criminal solicitation of an offense defined in this section
- Indecent Liberties With a Child – K.S.A. 21-5506(a)
- Agg. Sexual Battery – K.S.A. 21-5505(b)
- Electronic Solicitation – K.S.A. 21-5509

**Offender is subject to LIFETIME registration due to any of the following:**

- 2<sup>nd</sup> or Subsequent conviction of an offense requiring registration
- Conviction of any of the following crimes:
- Rape – K.S.A. 21-5503
- Agg. Kidnapping – K.S.A. 21-5408(b)
- Kidnapping – K.S.A. 21-5408(a)
- Agg. Criminal Sodomy – K.S.A. 21-5504(b)
- Criminal Sodomy – K.S.A. 21-5504(a)(3) or (a)(4)
- Agg. Indecent Liberties With a Child – K.S.A. 21-5506(b)
- Agg. Indecent Solicitation of a Child – K.S.A. 21-5508(b)
- Agg. Human Trafficking– K.S.A. 21-5426(b)
- Sexual Exploitation of a Child – K.S.A. 21-5510, if the victim is less than 14 years of age
- Commercial Sexual Exploitation of a Child – K.S.A. 21-6422
- Promoting Prostitution – K.S.A. 21-6420, if the victim is less than 14 years of age
- Any attempt, conspiracy or criminal solicitation of an offense defined in this section
- Duration determined by diversionary agreement, probation order or juvenile sentencing order: \_\_\_\_\_ years \_\_\_\_\_ months (K.S.A. 22-4906(i))



|  |                |  |  |                        |
|--|----------------|--|--|------------------------|
| 1. KBI #                                       | 2. CASE #      | <b>6. KANSAS CRIMINAL HISTORY WORKSHEET</b><br><br>NEW _____<br><br>PRIOR RECORD _____ | 7. OFFENDER NAME (Last, First, Middle) |                        |
| 3. DISTRICT #                                  | 4. COURT/ORI # |  | 8. DATE OF OFFENSE                     | 9. DATE OF CONVICTION  |
| 5. PSI INVESTIGATOR NAME (Last, First, Middle) |                |  | 10. DATE OF WORKSHEET                  | 11. DATE OF SENTENCING |

**12. IF THE OFFENDER WAS UNDER SUPERVISION AT THE TIME HE/SHE COMMITTED THE CURRENT OFFENSE, OR WOULD HAVE BEEN UNDER SUPERVISION BUT FOR EARLY DISCHARGE - pursuant to K.S.A. 21-6608(d) or K.S.A. 22-3717(d)(2) - PLEASE CHECK THOSE THAT APPLY.**

|  |               |           |   |                  |
|--|---------------|-----------|---|------------------|
| <input type="checkbox"/> Probation/Community     | Jurisdiction: | Case No.: | <input type="checkbox"/> Felony OR <input type="checkbox"/> Misdemeanor | Date Sentenced:  |
| <input type="checkbox"/> Parole                  | Jurisdiction: | Case No.: | <input type="checkbox"/> Felony OR <input type="checkbox"/> Misdemeanor | Date Sentenced:  |
| <input type="checkbox"/> Postrelease Supervision | Jurisdiction: | Case No.: | <input type="checkbox"/> Felony OR <input type="checkbox"/> Misdemeanor | Date Sentenced:  |
| <input type="checkbox"/> Conditional Release     | Jurisdiction: | Case No.: | <input type="checkbox"/> Felony OR <input type="checkbox"/> Misdemeanor | Date Sentenced:  |
| <input type="checkbox"/> Other                   | Jurisdiction: | Case No.: | <input type="checkbox"/> Felony OR <input type="checkbox"/> Misdemeanor | Date Sentenced:  |
| <input type="checkbox"/> Felony Early Discharge  | Jurisdiction: | Case No.: |   | Date Discharged: |

**Comments:**

| 13. CURRENT CRIME(S) OF CONVICTION |             |     |     |       | 14. CRIMINAL HISTORY CONVICTIONS AND/OR ADJUDICATIONS PRIOR TO SENTENCING |       |       |                             |
|------------------------------------|-------------|-----|-----|-------|---|-------|-------|-----------------------------|
| K.S.A. Number                      | Description | M/F | P/N | Level | Juvenile  | Adult | Total | Type                        |
|                                    |             |     |     |       |   |       |       | Person or Off-grid Felonies |
|                                    |             |     |     |       |   |       |       | Nonperson Felonies          |
|                                    |             |     |     |       |   |       |       | Person Misdemeanors         |
|                                    |             |     |     |       |   |       |       | Nonperson Misdemeanors      |
|                                    |             |     |     |       | 15. Amended Criminal History Convictions and/or Adjudications             |       |       |                             |
|                                    |             |     |     |       | Juvenile  | Adult | Total | Type                        |
|                                    |             |     |     |       |   |       |       | Person or Off-grid Felonies |
|                                    |             |     |     |       |   |       |       | Nonperson Felonies          |
|                                    |             |     |     |       |   |       |       | Person Misdemeanors         |
|                                    |             |     |     |       |   |       |       | Nonperson Misdemeanors      |

16. CRIMINAL HISTORY CATEGORY A B C D E F G H I  
 SCORED UNDER SPECIAL RULE 41 42 44 45  
 Amended?  Yes  No A B C D E F G H I

17. Number of Person Misdemeanors converted:  
 3  6  9  12  (Check One)  
 Amended?  Yes  No  3  6  9  12  (Check One)

18. PRIOR CONVICTION USED TO ENHANCE / ELEVATE OR IS AN ELEMENT OF THE CURRENT CRIME OF CONVICTION?  Yes  No

19. Number of Decayed Juvenile Adjudications:  
 Felony \_\_\_\_\_ Misdemeanors \_\_\_\_\_  
 Amended?  Yes  No Felony \_\_\_\_\_ Misdemeanors \_\_\_\_\_

**Supplemental Criminal History Worksheet - Prior Convictions**

Page # \_\_\_\_\_ of \_\_\_\_\_

Offender's Name (L, F, M) \_\_\_\_\_ Judicial District \_\_\_\_\_ County \_\_\_\_\_ Case # \_\_\_\_\_

| Statute/Ordinance # | Description | Juris. Code | State | County | City | Conviction Date | Case # | Conviction Code | Amended Code | Source of Information |
|---------------------|-------------|-------------|-------|--------|------|-----------------|--------|-----------------|--------------|-----------------------|
| 1.                  |             |             |       |        |      |                 |        |                 |              |                       |
| 2.                  |             |             |       |        |      |                 |        |                 |              |                       |
| 3.                  |             |             |       |        |      |                 |        |                 |              |                       |
| 4.                  |             |             |       |        |      |                 |        |                 |              |                       |
| 5.                  |             |             |       |        |      |                 |        |                 |              |                       |
| 6.                  |             |             |       |        |      |                 |        |                 |              |                       |
| 7.                  |             |             |       |        |      |                 |        |                 |              |                       |
| 8.                  |             |             |       |        |      |                 |        |                 |              |                       |
| 9.                  |             |             |       |        |      |                 |        |                 |              |                       |
| 10.                 |             |             |       |        |      |                 |        |                 |              |                       |

**CODES:**

**JURISDICTION:** F Federal S State  
L Military M Municipal

**Source of information:** KBI III  
NCIC CR - Court Records  
Other jurisdiction - identify  
Other - explain

**STATE:** Use 2-letter abbreviation

**CONVICTION AND AMENDED CODES:**

**ADULT:**

AOG Adult Off-Grid Felony AMS Adult Class B Select Misdemeanor  
AFN Adult Felony Nonperson AMU Adult Misdemeanor Unscored  
AFP Adult Felony Person AMP Adult Misdemeanor Person  
AFE Adult Felony AME Adult Misdemeanor  
Enhancement/Element/Elevation Enhancement/Element/Elevation  
AMC Adult Misdemeanor Conversion AMN Adult Misdemeanor Nonperson  
NIH Not Included in Criminal History, by order of the Court, reasons state in Journal Entry

**JUVENILE:**

JOG Juvenile Off-Grid Felony JMD Juvenile Misdemeanor Decayed  
JFD Juvenile Felony Decayed JMU Juvenile Misdemeanor Unscored  
JFP Juvenile Felony Person JMN Juvenile Misdemeanor Nonperson  
JFE Juvenile Felony JMC Juvenile Misdemeanor Conversion  
Enhancement/Element/Elevation JFN Juvenile Felony Nonperson  
JMP Juvenile Misdemeanor Person JMS Juvenile Misdemeanor Select

**Note:** Class B and Class C nonperson misdemeanor convictions/adjudications, other than select misdemeanors in K.S.A. 21-6301(a)(10) and (a)(11), are not scored.

**Note:** Unscored convictions/adjudications and decayed adjudications are not counted on page 1 of the worksheet.

Supplemental Criminal History Worksheet - Prior Convictions/Adjudications

Offender's Name (L, F, M) \_\_\_\_\_ Judicial District \_\_\_\_\_ County \_\_\_\_\_ Case # \_\_\_\_\_

| Statute/Ordinance # | Description | Juris. Code | State | County | City | Conviction Date | Case # | Conviction Code | Amended Code | Source of Information |
|---------------------|-------------|-------------|-------|--------|------|-----------------|--------|-----------------|--------------|-----------------------|
| 11.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 12.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 13.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 14.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 15.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 16.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 17.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 18.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 19.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 20.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 21.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 22.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 23.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 24.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 25.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 26.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 27.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 28.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 29.                 |             |             |       |        |      |                 |        |                 |              |                       |
| 30.                 |             |             |       |        |      |                 |        |                 |              |                       |