

STATE OF KANSAS



KANSAS SENTENCING COMMISSION
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HONORABLE W. LEE FOWLER, CHAIR
HONORABLE BENJAMIN J. SEXTON, VICE CHAIR
SCOTT M. SCHULTZ, EXECUTIVE DIRECTOR
<http://www.sentencing.ks.gov>

GOVERNOR JEFF COLYER, M.D.

Minutes of the Kansas Sentencing Commission Meeting December 13, 2018

The Honorable W. Lee Fowler, Chair, called the Kansas Sentencing Commission (KSSC) meeting to order on December 13 at 1:34 p.m.

Participants:

Members:

- Honorable W. Lee Fowler, Chair
- Honorable Benjamin J. Sexton, Vice Chair
- Honorable Stephen D. Hill, Kansas Court of Appeals
- Senator David B. Haley
- Representative Tom Sawyer
- Representative John Barker
- Senator Carolyn McGinn
- Jonathan Ogletree, Kansas Prisoner Review Board
- Jessica 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
- Christopher Mann, Private Attorney
- James Echols, Public Member
- Ronald Pauls, Public Member
- Shelly Williams, Community Corrections Director

Guests:

Ed Klumpp, The Kansas Association of Chiefs of Police, Kansas Sheriff's Association, Kansas Peace Officers Association
Jason Thompson, Kansas Office of Revisor of Statutes
Natalie Scott, Kansas Office of Revisor of Statutes
Stuart Little, Little Government Relations, LLC

Staff:

- Scott M. Schultz, Executive Director
- Brenda Harmon, Special Assistant to the Executive Director
- Kunlun Chang, Director of Research
- George “Ebo” Browne, Senior Research Analyst
- John Grube, Research Analyst
- Kira Johnson, SB 123 Program Director
- Trish Beck, Program Assistant
- Francis Givens, Staff Attorney
- Jamie Mai, Administrative Assistant

Approval of Proposed Agenda

Chair Fowler asked for a motion to approve the agenda. Judge Stephen Hill moved to approve the agenda and Jessica Domme seconded the motion. The agenda was approved.

Approval of October 25 KSSC Meeting Minutes

Chair Fowler referred to the November 15, 2018, KSSC minutes. Judge Stephen Hill moved to approve the minutes and Jonathan Ogletree seconded the motion. The motion passed and the minutes were approved.

Review of 2019 Proposed Legislation Bill Drafts

Chair Fowler referred to the handout of draft legislation *19rs0086, AN ACT concerning crimes, punishment and criminal procedure; relating to probation; hearing; credit toward early discharge; amending K.S.A 2018 Supp. 21-6608 and repealing the existing section.*

Jessica Domme moved to amend subsection (d) on page three of the proposed bill, changing “a defendant shall be discharged early” to “a defendant may be discharged early”. Dan Dunbar seconded the motion. Senator David Haley, Judge Stephen Hill, Stacey Donovan, James Echols, Jonathan Ogletree, and Vice Chair Sexton voted no. The motion passed.

Chair Fowler referred to the handout of draft legislation *19rs0087, AN ACT concerning crimes, punishment and criminal procedure; relation to conditions of probation; sanctions for violation; amending K.S.A. 2018 Supp. 21-6604, 22-3716 and 22-3717 and repealing the existing sections.*

Chair Fowler asked for a motion to amend or approve the proposed bill. Stacey Donovan moved to approve the bill as drafted. Vice Chair Sexton seconded the motion. Dan Dunbar and Jessica Domme voted no. The motion passed.

Review and Possible Approval of Letter to Governor

Chair Fowler and Executive Director Schultz referred to the draft letter to Governor Jeff Colyer. Jessica Domme moved to approve the letter. Stacey Donovan seconded the motion. The motion passed.

SB 123 Update

Kira Johnson, SB 123 Director, provided an update on SB 123.

Agency Report

Executive Director Schultz provided an update on the agency's latest activities since the last meeting.

Adjournment

Jessica Domme moved to adjourn. Chris Mechler seconded the motion and the motion passed.

Meeting adjourned at 2:48 p.m.

The next Sentencing Commission meeting will be on Friday, January 18, 2019 in the Senate Room of the Jayhawk Tower.