

# STATE OF KANSAS



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

GOVERNOR JEFF COLYER, M.D.

## Minutes of the Kansas Sentencing Commission Meeting June 14, 2018

The Honorable W. Lee Fowler, Vice Chair, called the Kansas Sentencing Commission (KSSC) meeting to order on June 14, 2018 at 1:32 p.m.

### Participants:

#### Members:

- Honorable Evelyn Z. Wilson, Chair
- Honorable W. Lee Fowler, Vice Chair
- Honorable Patrick D. McAnany
- Honorable Stephen D. Hill, Kansas Court of Appeals, Designee for Honorable Patrick D. McAnany
- Honorable Benjamin J. Sexton, Eighth Judicial District Division 5, Designee for Honorable Evelyn Z. Wilson
- Senator David B. Haley
- Representative Tom Sawyer
- Representative John Barker
- Senator Carolyn McGinn
- Jonathan Ogletree, Kansas Prisoner Review Board
- Lyndzie Carter, Kansas Attorney General's Office, Designee
- 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

#### Guests:

Kim Parker, KCDAAs Prosecutor Coordinator  
Stuart Little, Ph.D., 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, Research Analyst
- Erica Waggoner, Finance Director
- Trish Beck, Program Assistant
- Bryanna Estanol, Administrative Assistant
- Kira Johnson, SB 123 Program Director

### **Approval of Proposed Agenda**

Vice Chair Fowler asked if there were objections to the agenda. There were no objections to the agenda.

### **Welcome New KSSC Members, Judge Stephen D. Hill & Judge Benjamin J. Sexton**

Vice Chair Fowler introduced and welcomed newly appointed Sentencing Commission members, Honorable Stephen D. Hill, Court of Appeals and Honorable Benjamin J. Sexton, 8th Judicial District Court.

### **Approval of the April 19, 2018 Minutes**

Vice Chair Fowler referred to the Sentencing Commission Meeting minutes of April 19, 2018. Tim Madden moved to approve the minutes and Jonathan Ogletree seconded the motion. The motion carried and the minutes were approved.

### **Approval of the April 24, 2018 Minutes**

Vice Chair Fowler referred to the Sentencing Commission Meeting minutes of April 24, 2018. Stacy Donovan moved to approve the minutes and Tim Madden seconded the motion. The motion carried and the minutes were approved.

### **Review and Approval of the 2018 Journal Entry Forms**

Journal Entry Forms Committee Chair, Stacy Donovan, provided a revised Presentence Investigation Report (PSI) and discussed the revisions recommended by the Forms Committee. After discussion, James Echols moved to approve the revised PSI. Jonathan Ogletree seconded the motion and the motion carried.

Stacy Donovan provided a revised Journal Entry (JE) form and discussed the revisions recommended by the Forms Committee. After discussion, Judge Benjamin J. Sexton moved to approve the revised JE form. Stacy Donovan seconded the motion and the motion carried. Chris Mechler opposed the motion.

Stacy Donovan provided a revised Probation Violation Hearing (PVJE) form and discussed the revisions recommended by the Forms Committee. After discussion, Judge Stephen D. Hill moved to approve the revised PVJE form. Lyndzie Carter, Kansas Attorney General's Office designee seconded the motion, and the motion carried. Chris Mechler opposed the motion. Vice Chair Fowler proposed a modification of the PVJE form by adding, "Court remands Defendant to custody of Sheriff to begin serving sentence" option on page three. Stacy Donovan moved to approve the requested PVJE revision suggested by Vice Chair Fowler. Judge Sexton seconded the motion and the motion carried.

### **SB 123 RFP Update**

Kira Johnson, SB 123 Director, provided an update on the pending SB 123 Request For Proposal (RFP).

### **Next Meeting**

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

Meeting adjourned at 2:07 p.m.