

Minutes of the Kansas Sentencing Commission Meeting April 25, 2019

The Honorable W. Lee Fowler, Chair, called the Kansas Sentencing Commission (KSSC) meeting to order on April 25 at 1:29 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 Dennis “Boog” Highberger
- 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
- Roger Werholtz, Secretary of Corrections
- 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:

Hope Cooper, Kansas Department of Corrections
Marie McNeal, Kansas Department of Corrections
Jeanny Sharp, Kansas Department of Corrections
Tim Madden, Kansas Department of Corrections
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
- Jamie Mai, Administrative Assistant

Approval of Proposed Agenda

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

Approval of December 13 KSSC Meeting Minutes

Chair Fowler referred to the Sentencing Commission Meeting minutes of December 13, 2018. Honorable Stephen Hill moved to approve the minutes as written. Chris Mechler seconded the motion. The motion carried and the minutes were approved.

DUI Advisory Committee Update

Christopher Mann provided an update of work being completed by the DUI Advisory Committee.

Advisory Committee on Sex Offenses & Registration Update

Vice Chair Sexton provided an update and overview of work being completed by the Advisory Committee on Sex Offenses & Registration.

Executive Session

At 1:49 p.m., Chair Fowler requested an Executive Session. Stacey Donovan moved to enter an Executive Session for 20 minutes. Vice Chair Sexton seconded the motion. The motion carried.

At 2:10 p.m., the Commission returned to open session and the meeting resumed. At 2:12 p.m., Senator David Haley moved to return to Executive Session for 10 minutes. Jessica Domme seconded the motion. The motion carried.

At 2:22 p.m., the Commission returned to open session. Vice Chair Sexton moved to form a KSSC Compensation Committee consisting of the KSSC Chair, Vice Chair and two Commission members. The Committee is tasked to review and assess the compensation of the KSSC executive director by completing a performance review. The performance review will include the executive director's performance in evaluating and compensating the staff. Ronald Pauls seconded the motion. The motion carried.

James Echols and Shelly Williams volunteered to serve on the KSSC Compensation Committee.

KSSC Annual Report

George "Ebo" Browne, Senior Research Analyst, provided a presentation on the KSSC Annual Report.

2019 Legislative Update

Executive Director Schultz provided an update and brief overview of 2019 legislation impacting the Sentencing Guidelines. Legislation discussed were HB 2290 and SB 18.

Review of KDOC Monthly Prison Capacity Letter

Secretary of Corrections Roger Werholtz reported information regarding the adult prison capacity and discussed concerns about prison capacity.

SB 123 Update

Kira Johnson, SB 123 director, provided an update on the SB 123 Drug Treatment Program.

Employee of the Quarter Recognition

The KSSC Award Selection Committee made up of Chair Fowler, Vice Chair Sexton, and Stacey Donovan met to consider nominations and determine quarterly award candidates. Executive Director Schultz presented an award and recognized SB 123 Program Director Kira Johnson as Employee of the Quarter.

Agency Report

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

Next Meeting

The next Sentencing Commission meeting will be held Thursday, May 23, 2019 in the Senate Room of the Jayhawk Tower.

Adjournment

Jessica Domme moved to adjourn. Stacey Donovan seconded the motion and the motion carried. The meeting adjourned at 3:58 p.m.