

Minutes of the Kansas Sentencing Commission Zoom Meeting August 26, 2021

The Honorable W. Lee Fowler, Chair, called the Kansas Sentencing Commission (KSSC) Zoom meeting to order on August 26 at 1:32 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
- Jefferey Zmuda, Secretary of Corrections
- Spence Koehn, Office of Judicial Administration
- Mark Dupree, Wyandotte County District Attorney
- Jessica A. Glendening, Third Judicial District Public Defender's Office
- Pat Colloton, Public Member
- Jermaine Wilson, Public Member
- Shelly Williams, Community Corrections Director

Guests:

Hope Cooper, Kansas Department of Corrections
Murl Riedel, Kansas Legislative Research Department
Chris Esquibel, Kansas Association of Court Services Officers
Gwyn Harvey, Kansas Department of Corrections
Jeff Wagaman, Kearney and Associates
Stuart Little, Little Government Relations, LLC
Ed Klumpp, KS Association of Chiefs of Police, KS Sheriff's Association, KS Peace Officers Association
Patrick Armstrong, The Council for State Governments Justice Center
Marie McNeal, Kansas Department of Corrections
Stephanie Duriez, The Council for State Governments Justice Center

Staff:

- Scott M. Schultz, Executive Director
- Brenda Harmon, Special Assistant to the Executive Director
- John Grube, Director of Research
- Jason Lamprecht, Research Analyst
- Kira Johnson, SB 123 Program Director
- Trish Beck, Program Assistant
- Grazi Gifford, Administrative Assistant
- Christopher Lyon, Staff Attorney
- Francis Givens, Special Projects Director
- Melissa Zoesch, Finance Director

Approval of Proposed Agenda

Chair Fowler asked if there were any objections or additions to the agenda. The agenda was approved with no modifications.

Approval of June 24, 2021, KSSC Meeting Minutes

Chair Fowler referred to the June 24, 2021, minutes. The Honorable Stephen Hill moved to approve the minutes. Jonathan Ogletree seconded the motion. The motion carried.

KDOC Update on LS/CMI Implementation

Hope Cooper, KDOC Deputy Secretary of Juvenile and Adult Community-Based Services, provided an update on the implementation of the LS/CMI and explained the Athena database technical issues with scoring the LS/CMI. Ms. Cooper stated problems are expected to be resolved in the next few weeks.

Review and Approval of FY 2022 Prison Population Projections

John Grube, Director of Research, presented the *FY 2022 Prison Population Projections* to the Commission. The Honorable Stephen Hill moved to approve the projections. Representative Dennis Highberger seconded the motion. The motion carried.

KSSC Legislative Committee Update

Chair Fowler and Executive Director Scott Schultz updated the Commission on the activities of the Legislative Committee. Executive Director Schultz reviewed the Committee's 2022 legislative proposals to be discussed at the 2021 KSSC Workshop.

Chair Fowler announced the 2021 KSSC Workshop will be held virtually on Wednesday, September 15th.

Agency Report

Executive Director Scott Schultz informed the Commission about the recent activities of KSSC:

- Due to the increasing spread of the Covid-19 Delta variant, KSSC will comply with guidance issued by the Governor's office directing staff to work remotely until October 4, 2021.
- Thanked members for serving on the Prison Population Projections Consensus Group and work performed by John Grube, Director of Research.
- Progress is being made on the eFiling sentencing forms project. The Council for State Governments Justice Center is assisting with potential funding for the project.
- Legislative Post Audit Committee will meet on August 30 to review the findings of the audit evaluating mental health and substance abuse programs. Mr. Schultz thanked Kira Johnson, SB 123 Director, for her assistance to LPA.
- Kansas Criminal Justice Reform Commission requested a revision be made to the Journal Entry of Sentencing form to collect data and track diversions. The Forms Committee will be meeting shortly to discuss the request.
- Chris Lyon, KSSC Staff Attorney, will have the 2021 Desk Reference Manual completed in September.
- The agency's budget is being prepared and is due September 15, 2021. Supplementary funding may be requested to fund additional costs caused by technical issues with KDOC's Athena and salary increases recommended by the agency's compensation study.
- Francis Givens, Special Projects Manager, and Spence Koehn, Office of Judicial Administration, will be providing an upcoming PSI training webinar.
- John Grube, Director of Research, will soon begin working on completing the Offender Custody and Classification Projections
- The agency is working with Cytek to find solutions for holding hybrid meetings.

Adjournment

Representative Dennis Highberger moved to adjourn. Senator David Haley seconded the motion. The motion carried.

The meeting adjourned at 2:33 p.m.

The 2021 Sentencing Commission Workshop will be held by Zoom on September 15, 2021.