

## KSSC Proposals for 2023 Legislative Session

as of January 9, 2023

Previous Bill #	Short Description	Bed Savings (FY 2024 & 2033)	Further Description
1	<a href="#">HB 2084</a> (modified to <a href="#">23rs0093</a> ) Allowing earned discharge and limiting maximum term for probation	<b>572, 617, or 666; 673, or 732</b>	625, 1. probation term may be extended only a maximum of 2x original supervision term; 2. Low risk defendants can petition for termination after service of 50% of the supervision term; 3. Moderate to high risk defendants probation officer may recommend termination of probation; 4. All risk levels, the court may set a hearing date at sentencing at 50% of the probation term to determine termination; and 5. Provides guidance to the court and probation officer in considering whether to recommend or terminate probation.
2	<a href="#">HB 2030</a> Extending terminal medical release to inmates in the custody of KDOC with a condition likely to cause death within 120 days.	unk	Extend from present 30 days to 120 days.
3	<a href="#">HB 2031</a> (modified to <a href="#">23rs0122</a> ) Increasing good time and program credit for certain offenders	<b>31, 351</b>	1. Good time credit increased to 20% from those crimes currently receiving 15%. Also amended to 25% from those crimes currently receiving 20%; and 2. Program credit increased from 120 to 150 days.
4	<a href="#">HB 2081</a> Modifying how certain prior convictions are counted for the special sentencing rule related to possession of a controlled substance and providing concurrent or consecutive sentencing for persons convicted of new crimes while on release for a felony.	unk	1. Special Rule 10 - allows for concurrent sentencing if committed on bond; 2. Special Rule 12 - clean up from 2nd or subsequent to one or more prior drug mfr.; and 3. Special Rule 26 - clean up from 3rd or subs conviction to two or more prior felony convictions for drug possession.
5	<a href="#">HB 2139</a> Changing penalties for SL 5 drug crimes	<b>17, 341</b>	SL5 drug crime length of sentences decreased to be proportional with SL8 nondrug
6	<a href="#">HB 2095</a> (modified) Allowing courts to prohibit possession of a firearm in a temporary custody order pursuant to the care and treatment act for mentally ill persons.	unk	Amends current law by adding provision allowing a court in a temporary care and treatment case to issue a temporary custody order to prohibit the named person from possessing a firearm. If a prohibition is contained in the order, the court would direct the clerk of the district court to send a copy of the order to the Kansas Bureau of Investigation (KBI). The KBI would enter the order into the National Instant Criminal Background Check System (NICS) and other appropriate databases. The court would also be required to notify the person affected by the custody order of their right to petition the court to reinstate their right to possess a firearm.
7	<a href="#">2021 HB 2128</a> (as introduced) Expand SB 123 substance abuse treatment to SL 7-10 nondrug offenders.	unk	Proposed in 2021 for nondrug SL 7-10. Scenarios 10%, 20% or 30% of new offenders receiving SB 123 will increase the cost of SB 123 drug treatment program by \$669,405, \$1,342,867 or \$2,024,443 respectively in FY 2024. The average cost was \$4,057 per treatment offender in FY 2022.
8	<a href="#">2018 HB 2603</a> Providing that the service of postrelease supervision period shall not toll except as otherwise provided by law.	unk	Addresses how time spent in jail should be credited when a person is a defendant awaiting trial on new criminal charges while at the same time is an alleged Postrelease Supervision Violator who has been arrested pursuant to a warrant issued by the Secretary of Corrections. Clarifies that jail credit is awarded to the postrelease supervision period rather than the new pending case.
9	<a href="#">SB 5</a> Aligning felony loss thresholds with theft.	<b>1, 2</b>	Increase felony threshold for 11 nonperson crimes from \$1,000 to \$1,500.