

HOUSE CORRECTIONS AND JUVENILE JUSTICE COMMITTEE
Representative John Rubin, Chairman

KANSAS SENTENCING COMMISSION
Scott Schultz, Executive Director
February 12, 2013

Proponent Testimony

Thank you for the opportunity to present testimony in favor of this legislation on behalf of the Kansas Sentencing Commission (Commission). HB 2169 promotes the utilization of state resources more effectively in the disposition of criminal cases where an offender is incarcerated with KDOC and has a pending probation revocation case in the state. The current proposal originated from a request from the judiciary for a remedy to dispose of pending cases more effectively while the offender is in the custody of KDOC.

K.S.A. 22-4301, 22-4303 and 22-4304 of the Uniform Mandatory Disposition of Detainers Act would be amended to include probation revocations in a list of proceedings required to be held within 180 days of receipt of the request for final disposition from the offender. Any escape from custody would void a prisoner's request for final disposition of a motion to revoke probation. As current law provides, the burden will still remain with the offender to make a request to dispose of the detainer.

The resulting amendment would allow for better management of transportation costs to and from the corresponding jurisdictions. Additionally, lingering probation violations in some cases that are unresolved also hinder the reentry process for KDOC and the offender. As a result, the Commission respectfully requests favorable passage of this bill to promote speedier dispositions of these types of hearings. Thank you for your attention and I would be happy to answer any questions.