

The Capitol Lobby Group

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Kevin A. Barone, J.D.

Date: 3/14/2017

RE: Neutral HB2092 Seeking amendment

Senate Judiciary Committee,

Chairman, members of the committee my name is Kevin Barone and I am here representing companies that provide alternative corrections for the judicial system in Kansas. The alternative correction equipment I am talking about are products like in-home breathalyzer, SCRAM bracelet (transdermal alcohol bracelet), GPS bracelet, ignition interlock devices and so on. The issue being presented was discussed last year when this bill went through the House.

HB2092 increases the amount of loss for certain property crimes from \$1000 to \$1500 for the crime to be classified as a felony. The issue is that at \$1000 most of the alternative corrections equipment would be covered as a felony. However, moving to \$1500 makes only a few that the actual cost is above the increased limit. We do not want to cause issue for HB2092 or those that support.

After talking with various stakeholders, I believe this situation can be fixed with an amendment. Leaving the exact language and location up to the Revisor, something along the lines of what is below:

(E) at least ~~\$1,000~~ \$1,500 but less than \$25,000 ***or the personal property was ordered by the court as part of an alternative sentence requirement for the defendant.***

I am asking for the committee to consider making it so equipment, required by an order of the court, is included in the grouping of "at least \$1500 but less than \$25000". This will ensure proper accountability to those persons who has already been sentenced once and refuse to follow the orders of the court.

Again, let me state that the intent here is not to cause any issues for the current legislation but to provide proper accountability to those who chose to break the law while on a alternative sentence. Thank you for your time and consideration. I ask that the committee, with proper language from the Revisor, amend HB2092 along these lines and pass the bill favorably as amended.

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