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300 SW TENTH AVENUE ■ SUITE 24-E ■ TOPEKA, KS 66612 ■ (785) 296-2321

MEMORANDUM

To: House Committee on Corrections and Juvenile Justice

From: Office of Revisor of Statutes

Date: February 23, 2021

Subject: Bill Brief on HB 2374

HB 2374 authorizes the Kansas sentencing commission to change risk assessment cut-off levels for participation in the certified drug abuse treatment program.

Current law in K.S.A. 21-6824 provides that a criminal risk and needs assessment shall assign a high or low risk to an offender and if the offender is assigned high risk status on a drug abuse assessment and moderate or high risk on the criminal risk and needs assessment the offender qualifies for participation in the certified drug abuse treatment program. Section 1 of this bill would change that to allow participation based on criteria determined by the Kansas sentencing commission.

Section 2 amends K.S.A. 75-5291 to provide that offenders who are determined to be an appropriate risk level as determined by the Kansas sentencing commission may be supervised by community correctional services. Current law in that statute requires the offender to be moderate, high or very high risk to be supervised by community correctional services.