

Approved _____ Date _____

MINUTES OF THE HOUSE COMMITTEE ON FEDERAL & STATE AFFAIRS

The meeting was called to order by Representative Robert H. Miller at _____
Chairperson

5:00 a.m./p.m. on March 6, 1984 in room 3rd Floor of the Capitol.

All members were present except:

Representative Groteweil and Barr

Committee staff present:

Conferees appearing before the committee:

The meeting was called to order by Chairman Miller for the purpose of introducing a bill requested by the Department of Corrections dealing with honor camps. See attachment A.

Representative Sughrue made a motion, seconded by Representative Roe, to introduce the bill. The motion carried.

The meeting was adjourned.

LEGISLATIVE PROPOSAL NO. _____

Revisor of Statutes No. _____

_____ BILL NO. _____

_____ DRAFT NO. _____ DATE _____

_____ "CLEAN-UP" _____ 1 _____ 2-14-84

_____ 2 _____ 2-23-84

_____ "SUBSTANTIVE" _____

INTRODUCE THROUGH _____.

APPROVED BY GOVERNOR _____ YES

_____ NO

NOTES AND COMMENTS _____

DOC PERSONELL TO FOLLOW UP:

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AN ACT CONCERNING: Public service and eleemosynary works
by correctional honor camp inmates.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF KANSAS:

1 The director of honor camps, with the approval of the
2 secretary of corrections, may extend the limits of confinement of
3 an inmate of the correctional honor camps to work for any state
4 agency, federal agency, local agency, county, school district or
5 any non-profit organization organized for eleemosynary purposes
6 when such work is in furtherance of public service and public
7 welfare or eleemosynary objectives within the community. The
8 inmates will be considered to remain under the legal custody of
9 the secretary of corrections with the actual limits of confine-
10 ment extended and without actual supervision of correctional
11 officials. For this purpose those persons in the organization
12 receiving the inmates shall be an agent of the state and the
13 secretary of corrections for the limited purpose of observing,
14 supervising, managing, controlling and reporting back to the
15 correctional officials regarding such inmates, but shall not,
16 solely by reason of this agency, have law enforcement powers.

17
18 Compensation to the inmate shall be the normal inmate
19 incentive pay rendered to other inmates working within the

20

Atch. A

Institution pursuant to K.S.A. 75-5211. Inmates so employed shall not compete with employable persons in the community for the job.

correctional institution and the enforcement of discipline therein; and all rules or orders for the government of the correctional institution and the enforcement of discipline therein made by the secretary or director shall be published and made available to all inmates. Every such rule or order promulgated by the director shall be effective until rescinded or amended by him or her or until disapproved by the secretary.

History: L. 1973, ch. 339, § 46; July 1, 1974.

Source or prior law:
76-2410.

see 75-5254 SEE 76-172 et seq

75-5257. Money and property of inmates; accounts. It shall be the duty of the director of each correctional institution to take charge of any money or property which any inmate may have with him or her at the time of entering the correctional institution; if property, the director may sell or preserve the same as desired by the inmate. Such money, or the proceeds of the sale of any such property, if the same shall amount to at least twenty-five dollars (\$25), may be placed at interest in a federally insured financial institution by the director for the benefit of such inmate or his or her representatives. Such director shall keep an account of all such money or property, and shall pay the amount of proceeds thereof, or return the same to the inmate when discharged, or to his or her legal representatives in case of his or her death; and in case of the death of such inmate without being released, if no legal representative shall demand such money or property within one (1) year, then the same shall be applied to the revolving fund established by the secretary pursuant to K.S.A. 75-5211.

History: L. 1973, ch. 339, § 47; L. 1974, ch. 403, § 9; July 1.

Source or prior law:
76-2411.

the fund taken away ch 458 L. 75

75-5258. Deputy director; designation; duties. Whenever there shall be a vacancy in the office of the director of a correctional institution, or when the director shall necessarily be absent from the correctional institution, all the duties and keeping of the inmates and the discipline of the correctional institution shall devolve upon and be executed by the person designated by

the director until the vacancy be filled, or the director returned to the correctional institution. The deputy director shall, under the directions of the director, perform such duties connected with the office of the latter as the director may assign him or her, and shall in all things cooperate with the director in the government, management and police regulations of the correctional institution.

History: L. 1973, ch. 339, § 48; July 1, 1974.

Source or prior law:
76-2414.

see 5221 5210/a 5215 5214

75-5259. Record of conduct of inmates; report. The director of each correctional institution shall cause to be kept a record of each and every infraction of the rules of discipline by the inmates, with the name of the inmate offending, and the date and character of each offense, which record shall be placed before the secretary monthly.

History: L. 1973, ch. 339, § 49; July 1, 1974.

Source or prior law:
76-2421

75-5260. Release of inmate from confinement unaccompanied by custodial agent, when. The director of any correctional institution of the state of Kansas may, with the advice and consent of the secretary of corrections, extend the limits of the place of confinement of an inmate who has been confined in a correctional institution at least two (2) years, who has a good behavior record and who has a minimum security classification, to allow such inmate to leave the confines of such correctional institution unaccompanied by a custodial agent for a prescribed period of time within the state of Kansas for other than reasons now prescribed by law.

History: L. 1973, ch. 339, § 18; July 1, 1974.

Source or prior law:
75-20415

75-5261. Transfer of existing powers, duties and functions. (a) All the powers, duties and functions of the existing warden of the Kansas state penitentiary, the warden of the state industrial reformatory, the superintendent of the Kansas correctional institution for women, the superintendent of the state reception and diagnostic center and