

Approved March 26, 1987  
Date

MINUTES OF THE HOUSE COMMITTEE ON JUDICIARY

The meeting was called to order by Representative Robert S. Wunsch at  
Chairperson

3:30 ~~xxx~~/p.m. on March 18, 1987 in room 313-S of the Capitol.

All members were present except: Representatives Duncan, Peterson, Roy, Shriver and Solbach, who were excused.

Committee staff present:

Jerry Donaldson, Legislative Research Department  
Mary Jane Holt, Secretary to the Committee

Conferees appearing before the committee:

Elwaine Pomeroy, Chairman of the Board, Kansas Parole Board  
Chuck Simmons, Chief Counsel, Department of Corrections

The minutes of March 6, 1987 were approved.

Hearing on S.B. 202--Crimes and punishments, sentencing

Elwaine Pomeroy explained the amendment on line 31 refers to the exceptions to the concurrent sentences, whenever the record is silent as to the manner in which two or more sentences imposed at the same time shall be served. The bill also changes the method of computing the maximum date of the sentence. He proposed the Committee amend the bill by changing the date in line 100 to July 1, 1983.

Chuck Simmons testified in support of S.B. 202. He stated changing the date to July 1, 1983 is appropriate as that was when the computation restriction was imposed. This bill would eliminate any litigation in the future.

Representative Snowbarger moved to amend S.B. 202 by changing the date in line 100 to July 1, 1983. The motion was seconded by Representative Vancrum. The motion passed.

A motion was made by Representative Snowbarger and seconded by Representative Vancrum to report S.B. 202, as amended, favorably for passage. The motion passed.

Hearing on S.B. 203--Sentencing, time served as part of sentence

Elwaine Pomeroy testified this bill amends procedures regarding arrest of parole violators.

Chuck Simmons informed the Committee the Department of Corrections and the Parole Board cooperated in preparing the amendments that are in this bill. He urged the Committee pass this bill.

Representative O'Neal moved to report S.B. 203 favorably for passage. Representative Jenkins seconded and the motion passed.

Hearing on S.B. 279--Crimes and punishments, good time credits

Elwaine Pomeroy testified the computation of good time credits is very important for inmates as it determines both the parole eligibility date and the conditional release date. The formula for computing good time credits is on page 5 and 6 of this bill.

Chuck Simmons testified the Department of Corrections approved of the formula being included in the statute, but was concerned that adjustments might be made to the formula.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON JUDICIARY,  
room 313-S, Statehouse, at 3:30 ~~xxx~~ p.m. on March 18, 1987

A motion was made by Representative Wagnon to report S.B. 279 favorably for passage and be placed on the consent calendar. The motion was seconded by Representative Kennard. The motion passed.

The meeting was adjourned at 4:20 p.m.

The next meeting will be Thursday, March 19, 1987, at 3:30 p.m. in room 313-S.

