

As Amended by House Committee

Session of 2026

HOUSE BILL No. 2527

By Committee on Corrections and Juvenile Justice

Requested by Representative Steele

1-23

1 AN ACT concerning crimes, punishment and criminal procedure; relating
2 to ~~work release programs and educational release programs release~~
3 from confinement; prohibiting courts from assigning a defendant to
4 work release if the defendant has any prior conviction or adjudication
5 of a crime that requires registration as a sex offender ~~is required to~~
6 register as a sex offender for certain crimes; prohibiting the secretary
7 of corrections from granting an inmate leave from confinement for such
8 programs ~~except for specified purposes~~ if the inmate has any prior
9 conviction or adjudication of a crime that requires ~~is required to~~
10 register as a sex offender for certain crimes or is serving a sentence
11 for certain crimes that require registration as a sex offender;
12 amending K.S.A. 75-5267 and K.S.A. 2025 Supp. 21-6604 and
13 repealing the existing sections.

14

15 *Be it enacted by the Legislature of the State of Kansas:*

16 Section 1. K.S.A. 2025 Supp. 21-6604 is hereby amended to read as
17 follows: 21-6604. (a) Whenever any person has been found guilty of a
18 crime, the court may adjudge any of the following:

19 (1) Commit the defendant to the custody of the secretary of
20 corrections if the current crime of conviction is a felony and the sentence
21 presumes imprisonment, or the sentence imposed is a dispositional
22 departure to imprisonment; or, if confinement is for a misdemeanor, to jail
23 for the term provided by law;

24 (2) impose the fine applicable to the offense and may impose the
25 provisions of subsection (q);

26 (3) release the defendant on probation if the current crime of
27 conviction and criminal history fall within a presumptive nonprison
28 category or through a departure for substantial and compelling reasons
29 subject to such conditions as the court may deem appropriate. In felony
30 cases, the court may include confinement in a county jail not to exceed 60
31 days, which need not be served consecutively, as a condition of an original
32 probation sentence;

33 (4) assign the defendant to a community correctional services
34 program as provided in K.S.A. 75-5291, and amendments thereto, or
35 through a departure for substantial and compelling reasons subject to such

1 conditions as the court may deem appropriate, including orders requiring
2 full or partial restitution;

3 (5) assign the defendant to a conservation camp for a period not to
4 exceed six months as a condition of probation followed by a six-month
5 period of follow-up through adult intensive supervision by a community
6 correctional services program, if the offender successfully completes the
7 conservation camp program;

8 (6) assign the defendant to a house arrest program pursuant to K.S.A.
9 21-6609, and amendments thereto;

10 (7) order the defendant to attend and satisfactorily complete an
11 alcohol or drug education or training program as provided by K.S.A. 21-
12 6602(c), and amendments thereto;

13 (8) order the defendant to repay the amount of any reward paid by
14 any crime stoppers chapter, individual, corporation or public entity that
15 materially aided in the apprehension or conviction of the defendant; repay
16 the amount of any costs and expenses incurred by any law enforcement
17 agency in the apprehension of the defendant, if one of the current crimes
18 of conviction of the defendant includes escape from custody or aggravated
19 escape from custody, as defined in K.S.A. 21-5911, and amendments
20 thereto; repay expenses incurred by a fire district, fire department or fire
21 company responding to a fire that has been determined to be arson or
22 aggravated arson as defined in K.S.A. 21-5812, and amendments thereto,
23 if the defendant is convicted of such crime; repay the amount of any public
24 funds utilized by a law enforcement agency to purchase controlled
25 substances from the defendant during the investigation that leads to the
26 defendant's conviction; or repay the amount of any medical costs and
27 expenses incurred by any law enforcement agency or county. Such
28 repayment of the amount of any such costs and expenses incurred by a
29 county, law enforcement agency, fire district, fire department or fire
30 company or any public funds utilized by a law enforcement agency shall
31 be deposited and credited to the same fund from which the public funds
32 were credited to prior to use by the county, law enforcement agency, fire
33 district, fire department or fire company;

34 (9) order the defendant to pay the administrative fee authorized by
35 K.S.A. 22-4529, and amendments thereto, unless waived by the court;

36 (10) order the defendant to pay a domestic violence special program
37 fee authorized by K.S.A. 20-369, and amendments thereto;

38 (11) *except as provided further*, if the defendant is convicted of a
39 misdemeanor or convicted of a felony specified in K.S.A. 21-6804(i), and
40 amendments thereto, assign the defendant to a work release program, other
41 than a program at a correctional institution under the control of the
42 secretary of corrections as defined in K.S.A. 75-5202, and amendments
43 thereto, provided such work release program requires such defendant to

1 return to confinement at the end of each day in the work release program.
2 *Such defendant shall not be assigned to a work release program and shall*
3 *not serve any portion of a sentence of imprisonment in a work release*
4 *program if the current crime of conviction requires registration such*
5 **defendant is currently required to register as a sex offender under the**
6 *Kansas offender registration act, K.S.A. 22-4901 et seq., and amendments*
7 *thereto, or such defendant has any prior conviction or adjudication of a*
8 *crime that requires registration as a sex offender and the underlying*
9 **crime for which the offender is required to register was a crime**
10 **committed when the offender was 18 years of age or older against a**
11 **victim who was less than 16 years of age.** On a second or subsequent
12 conviction of K.S.A. 8-1567, and amendments thereto, an offender placed
13 into a work release program shall serve the total number of hours of
14 confinement mandated by that section;

15 (12) order the defendant to pay the full amount of unpaid costs
16 associated with the conditions of release of the appearance bond under
17 K.S.A. 22-2802, and amendments thereto;

18 (13) order the defendant to participate in a specialty court program
19 pursuant to K.S.A. 20-173, and amendments thereto;

20 (14) impose any appropriate combination of paragraphs (1) through
21 (13); or

22 (15) suspend imposition of sentence in misdemeanor cases.

23 (b) (1) In addition to or in lieu of any of the above, the court shall
24 order the defendant to pay restitution, which shall include, but not be
25 limited to, damage or loss caused by the defendant's crime.

26 (2) (A) For a violation of K.S.A. 21-6107, and amendments thereto,
27 such damage or loss shall include, but not be limited to, attorney fees and
28 costs incurred to repair the credit history or rating of the person whose
29 personal identification documents were obtained and used in violation of
30 such section, and to satisfy a debt, lien or other obligation incurred by the
31 person whose personal identification documents were obtained and used in
32 violation of such section.

33 (B) For a violation of K.S.A. 21-5801, 21-5807, 21-5813 or 21-5818,
34 and amendments thereto, such damage or loss shall include the cost of
35 repair or replacement of the property that was damaged, the reasonable
36 cost of any loss of production, crops and livestock, reasonable labor costs
37 of any kind, reasonable material costs of any kind and any reasonable costs
38 that are attributed to equipment that is used to abate or repair the damage
39 to the property.

40 (C) For a violation of K.S.A. 21-6416, and amendments thereto, such
41 damage or loss shall include the cost for veterinary medical treatment,
42 reasonable funeral and burial expenses and replacement of the police dog,
43 arson dog, assistance dog, game warden dog, search and rescue dog or

1 police horse. Replacement costs shall include, but not be limited to,
2 training costs, personnel expenses and costs associated with boarding the
3 animal during training.

4 (3) If the court orders restitution, the restitution shall be a judgment
5 against the defendant that may be collected by the court by garnishment as
6 provided in article 7 of chapter 60 of the Kansas Statutes Annotated, and
7 amendments thereto, or other execution. If, after 60 days from the date
8 restitution is ordered by the court, a defendant is found to be in
9 noncompliance with the restitution order, the court shall assign an agent
10 procured by the judicial administrator pursuant to K.S.A. 20-169, and
11 amendments thereto, to collect the restitution on behalf of the victim. The
12 chief judge of each judicial district may assign such cases to an
13 appropriate division of the court for the conduct of collection proceedings.

14 (4) Restitution shall be due immediately unless:

15 (A) The court orders that the defendant be given a specified time to
16 pay or be allowed to pay in specified installments; or

17 (B) the court finds compelling circumstances that would render
18 restitution unworkable, either in whole or in part.

19 (5) If the court finds restitution unworkable, either in whole or in
20 part, the court shall state on the record in detail the reasons therefor.

21 (6) If a restitution order entered prior to June 11, 2020, does not give
22 the defendant a specified time to pay or set payment in specified
23 installments, the defendant may file a motion with the court prior to
24 December 31, 2020, proposing payment of restitution in specified
25 installments. The court may recall the restitution order from the agent
26 assigned pursuant to K.S.A. 20-169, and amendments thereto, until the
27 court rules on such motion. If the court does not order payment in
28 specified installments or if the defendant does not file a motion prior to
29 December 31, 2020, the restitution shall be due immediately.

30 (c) In addition to or in lieu of any of the above, the court shall order
31 the defendant to submit to and complete an alcohol and drug evaluation,
32 and pay a fee therefor, when required by K.S.A. 21-6602(d), and
33 amendments thereto.

34 (d) In addition to any of the above, the court shall order the defendant
35 to reimburse the county general fund for all or a part of the expenditures
36 by the county to provide counsel and other defense services to the
37 defendant. Any such reimbursement to the county shall be paid only after
38 any order for restitution has been paid in full. In determining the amount
39 and method of payment of such sum, the court shall take account of the
40 financial resources of the defendant and the nature of the burden that
41 payment of such sum will impose. A defendant who has been required to
42 pay such sum and who is not willfully in default in the payment thereof
43 may at any time petition the court that sentenced the defendant to waive

1 payment of such sum or any unpaid portion thereof. If it appears to the
2 satisfaction of the court that payment of the amount due will impose
3 manifest hardship on the defendant or the defendant's immediate family,
4 the court may waive payment of all or part of the amount due or modify
5 the method of payment.

6 (e) In releasing a defendant on probation, the court shall direct that
7 the defendant be under the supervision of a court services officer. If the
8 court commits the defendant to the custody of the secretary of corrections
9 or to jail, the court may specify in its order the amount of restitution to be
10 paid and the person to whom it shall be paid if restitution is later ordered
11 as a condition of parole, conditional release or postrelease supervision.

12 (f) (1) When a new felony is committed while the offender is
13 incarcerated and serving a sentence for a felony, or while the offender is on
14 probation, assignment to a community correctional services program,
15 parole, conditional release or postrelease supervision for a felony, a new
16 sentence shall be imposed consecutively pursuant to the provisions of
17 K.S.A. 21-6606, and amendments thereto, and the court may sentence the
18 offender to imprisonment for the new conviction, even when the new
19 crime of conviction otherwise presumes a nonprison sentence. In this
20 event, imposition of a prison sentence for the new crime does not
21 constitute a departure.

22 (2) When a new felony is committed during a period of time when the
23 offender would have been on probation, assignment to a community
24 correctional services program, parole, conditional release or postrelease
25 supervision for a felony had the offender not been granted release by the
26 court pursuant to K.S.A. 21-6608(d), and amendments thereto, or the
27 prisoner review board pursuant to K.S.A. 22-3717, and amendments
28 thereto, the court may sentence the offender to imprisonment for the new
29 conviction, even when the new crime of conviction otherwise presumes a
30 nonprison sentence. In this event, imposition of a prison sentence for the
31 new crime does not constitute a departure.

32 (3) When a new felony is committed while the offender is
33 incarcerated in a juvenile correctional facility pursuant to K.S.A. 38-1671,
34 prior to its repeal, or K.S.A. 38-2373, and amendments thereto, for an
35 offense, which if committed by an adult would constitute the commission
36 of a felony, upon conviction, the court shall sentence the offender to
37 imprisonment for the new conviction, even when the new crime of
38 conviction otherwise presumes a nonprison sentence. In this event,
39 imposition of a prison sentence for the new crime does not constitute a
40 departure. The conviction shall operate as a full and complete discharge
41 from any obligations, except for an order of restitution, imposed on the
42 offender arising from the offense for which the offender was committed to
43 a juvenile correctional facility.

1 (4) When a new felony is committed while the offender is on release
2 for a felony pursuant to the provisions of article 28 of chapter 22 of the
3 Kansas Statutes Annotated, and amendments thereto, or similar provisions
4 of the laws of another jurisdiction, a new sentence may be imposed
5 consecutively pursuant to the provisions of K.S.A. 21-6606, and
6 amendments thereto, and the court may sentence the offender to
7 imprisonment for the new conviction, even when the new crime of
8 conviction otherwise presumes a nonprison sentence. In this event,
9 imposition of a prison sentence for the new crime does not constitute a
10 departure.

11 (g) Prior to imposing a dispositional departure for a defendant whose
12 offense is classified in the presumptive nonprison grid block of either
13 sentencing guideline grid, prior to sentencing a defendant to incarceration
14 whose offense is classified in grid blocks 5-H, 5-I or 6-G of the sentencing
15 guidelines grid for nondrug crimes, in grid blocks 3-E, 3-F, 3-G, 3-H or 3-I
16 of the sentencing guidelines grid for drug crimes committed prior to July
17 1, 2012, or in grid blocks 4-E, 4-F, 4-G, 4-H or 4-I of the sentencing
18 guidelines grid for drug crimes committed on or after July 1, 2012, prior to
19 sentencing a defendant to incarceration whose offense is classified in grid
20 blocks 4-E or 4-F of the sentencing guidelines grid for drug crimes
21 committed prior to July 1, 2012, or in grid blocks 5-C, 5-D, 5-E or 5-F of
22 the sentencing guidelines grid for drug crimes committed on or after July
23 1, 2012, and whose offense does not meet the requirements of K.S.A. 21-
24 6824, and amendments thereto, prior to revocation of a nonprison sanction
25 of a defendant whose offense is classified in grid blocks 4-E or 4-F of the
26 sentencing guidelines grid for drug crimes committed prior to July 1, 2012,
27 or in grid blocks 5-C, 5-D, 5-E or 5-F of the sentencing guidelines grid for
28 drug crimes committed on or after July 1, 2012, and whose offense does
29 not meet the requirements of K.S.A. 21-6824, and amendments thereto, or
30 prior to revocation of a nonprison sanction of a defendant whose offense is
31 classified in the presumptive nonprison grid block of either sentencing
32 guideline grid or grid blocks 5-H, 5-I or 6-G of the sentencing guidelines
33 grid for nondrug crimes, in grid blocks 3-E, 3-F, 3-G, 3-H or 3-I of the
34 sentencing guidelines grid for drug crimes committed prior to July 1, 2012,
35 or in grid blocks 4-E, 4-F, 4-G, 4-H or 4-I of the sentencing guidelines grid
36 for drug crimes committed on or after July 1, 2012, the court shall consider
37 placement of the defendant in the Labette correctional conservation camp,
38 conservation camps established by the secretary of corrections pursuant to
39 K.S.A. 75-52,127, and amendments thereto, or a community intermediate
40 sanction center. Pursuant to this subsection the defendant shall not be
41 sentenced to imprisonment if space is available in a conservation camp or
42 community intermediate sanction center and the defendant meets all of the
43 conservation camp's or community intermediate sanction center's

1 placement criteria unless the court states on the record the reasons for not
2 placing the defendant in a conservation camp or community intermediate
3 sanction center.

4 (h) In committing a defendant to the custody of the secretary of
5 corrections, the court shall fix a term of confinement within the limits
6 provided by law. In those cases where the law does not fix a term of
7 confinement for the crime for which the defendant was convicted, the
8 court shall fix the term of such confinement.

9 (i) In addition to any of the above, the court shall order the defendant
10 to reimburse the state general fund for all or part of the expenditures by the
11 state board of indigents' defense services to provide counsel and other
12 defense services to the defendant. In determining the amount and method
13 of payment of such sum, the court shall take account of the financial
14 resources of the defendant and the nature of the burden that payment of
15 such sum will impose. A defendant who has been required to pay such sum
16 and who is not willfully in default in the payment thereof may at any time
17 petition the court that sentenced the defendant to waive payment of such
18 sum or any unpaid portion thereof. If it appears to the satisfaction of the
19 court that payment of the amount due will impose manifest hardship on the
20 defendant or the defendant's immediate family, the court may waive
21 payment of all or part of the amount due or modify the method of
22 payment. The amount of attorney fees to be included in the court order for
23 reimbursement shall be the amount claimed by appointed counsel on the
24 payment voucher for indigents' defense services or the amount prescribed
25 by the board of indigents' defense services reimbursement tables as
26 provided in K.S.A. 22-4522, and amendments thereto, whichever is less.

27 (j) This section shall not deprive the court of any authority conferred
28 by any other Kansas statute to decree a forfeiture of property, suspend or
29 cancel a license, remove a person from office or impose any other civil
30 penalty as a result of conviction of crime.

31 (k) An application for or acceptance of probation or assignment to a
32 community correctional services program shall not constitute an
33 acquiescence in the judgment for purpose of appeal, and any convicted
34 person may appeal from such conviction, as provided by law, without
35 regard to whether such person has applied for probation, suspended
36 sentence or assignment to a community correctional services program.

37 (l) (1) The secretary of corrections is authorized to make direct
38 placement to the Labette correctional conservation camp or a conservation
39 camp established by the secretary pursuant to K.S.A. 75-52,127, and
40 amendments thereto, of an inmate sentenced to the secretary's custody if
41 the inmate:

42 (A) Has been sentenced to the secretary for a probation revocation, as
43 a departure from the presumptive nonimprisonment grid block of either

1 sentencing grid, for an offense that is classified in grid blocks 5-H, 5-I or
2 6-G of the sentencing guidelines grid for nondrug crimes, in grid blocks 3-
3 E, 3-F, 3-G, 3-H or 3-I of the sentencing guidelines grid for drug crimes
4 committed prior to July 1, 2012, in grid blocks 4-E, 4-F, 4-G, 4-H or 4-I of
5 the sentencing guidelines grid for drug crimes committed on or after July
6 1, 2012, or for an offense that is classified in grid blocks 4-E or 4-F of the
7 sentencing guidelines grid for drug crimes committed prior to July 1, 2012,
8 or in grid blocks 5-C, 5-D, 5-E or 5-F of the sentencing guidelines grid for
9 drug crimes committed on or after July 1, 2012, and such offense does not
10 meet the requirements of K.S.A. 21-6824, and amendments thereto; and

11 (B) otherwise meets admission criteria of the camp.

12 (2) If the inmate successfully completes a conservation camp
13 program, the secretary of corrections shall report such completion to the
14 sentencing court and the county or district attorney. The inmate shall then
15 be assigned by the court to six months of follow-up supervision conducted
16 by the appropriate community corrections services program. The court
17 may also order that supervision continue thereafter for the length of time
18 authorized by K.S.A. 21-6608, and amendments thereto.

19 (m) When it is provided by law that a person shall be sentenced
20 pursuant to K.S.A. 1993 Supp. 21-4628, prior to its repeal, the provisions
21 of this section shall not apply.

22 (n) (1) Except as provided by K.S.A. 21-6630 and 21-6805(f), and
23 amendments thereto, in addition to any of the above, for felony violations
24 of K.S.A. 21-5706, and amendments thereto, the court shall require the
25 defendant who meets the requirements established in K.S.A. 21-6824, and
26 amendments thereto, to participate in a certified drug abuse treatment
27 program, as provided in K.S.A. 75-52,144, and amendments thereto,
28 including, but not limited to, an approved after-care plan. The amount of
29 time spent participating in such program shall not be credited as service on
30 the underlying prison sentence.

31 (2) If the defendant fails to participate in or has a pattern of
32 intentional conduct that demonstrates the defendant's refusal to comply
33 with or participate in the treatment program, as established by judicial
34 finding, the defendant shall be subject to sanction or revocation pursuant
35 to the provisions of K.S.A. 22-3716, and amendments thereto. If the
36 defendant's probation is revoked, the defendant shall serve the underlying
37 prison sentence as established in K.S.A. 21-6805, and amendments
38 thereto.

39 (A) Except as provided in subsection (n)(2)(B), for those offenders
40 who are convicted on or after July 1, 2003, but prior to July 1, 2013, upon
41 completion of the underlying prison sentence, the offender shall not be
42 subject to a period of postrelease supervision.

43 (B) Offenders whose crime of conviction was committed on or after

1 July 1, 2013, and whose probation is revoked pursuant to K.S.A. 22-
2 3716(c), and amendments thereto, or whose underlying prison term expires
3 while serving a sanction pursuant to K.S.A. 22-3716(c)(1), and
4 amendments thereto, shall serve a period of postrelease supervision upon
5 the completion of the underlying prison term.

6 (o) (1) Except as provided in paragraph (3), in addition to any other
7 penalty or disposition imposed by law, upon a conviction for unlawful
8 possession of a controlled substance or controlled substance analog in
9 violation of K.S.A. 21-5706, and amendments thereto, in which the trier of
10 fact makes a finding that the unlawful possession occurred while
11 transporting the controlled substance or controlled substance analog in any
12 vehicle upon a highway or street, the offender's driver's license or privilege
13 to operate a motor vehicle on the streets and highways of this state shall be
14 suspended for one year.

15 (2) Upon suspension of a license pursuant to this subsection, the court
16 shall require the person to surrender the license to the court, which shall
17 transmit the license to the division of motor vehicles of the department of
18 revenue, to be retained until the period of suspension expires. At that time,
19 the licensee may apply to the division for return of the license. If the
20 license has expired, the person may apply for a new license, which shall be
21 issued promptly upon payment of the proper fee and satisfaction of other
22 conditions established by law for obtaining a license unless another
23 suspension or revocation of the person's privilege to operate a motor
24 vehicle is in effect.

25 (3) (A) In lieu of suspending the driver's license or privilege to
26 operate a motor vehicle on the highways of this state of any person as
27 provided in paragraph (1), the judge of the court in which such person was
28 convicted may enter an order that places conditions on such person's
29 privilege of operating a motor vehicle on the highways of this state, a
30 certified copy of which such person shall be required to carry any time
31 such person is operating a motor vehicle on the highways of this state. Any
32 such order shall prescribe the duration of the conditions imposed, which in
33 no event shall be for a period of more than one year.

34 (B) Upon entering an order restricting a person's license hereunder,
35 the judge shall require such person to surrender such person's driver's
36 license to the judge who shall cause it to be transmitted to the division of
37 vehicles, together with a copy of the order. Upon receipt thereof, the
38 division of vehicles shall issue without charge a driver's license, which
39 shall indicate on its face that conditions have been imposed on such
40 person's privilege of operating a motor vehicle and that a certified copy of
41 the order imposing such conditions is required to be carried by the person
42 for whom the license was issued any time such person is operating a motor
43 vehicle on the highways of this state. If the person convicted is a

1 nonresident, the judge shall cause a copy of the order to be transmitted to
2 the division and the division shall forward a copy of it to the motor vehicle
3 administrator of such person's state of residence. Such judge shall furnish
4 to any person whose driver's license has had conditions imposed on it
5 under this paragraph a copy of the order, which shall be recognized as a
6 valid Kansas driver's license until such time as the division shall issue the
7 restricted license provided for in this paragraph.

8 (C) Upon expiration of the period of time for which conditions are
9 imposed pursuant to this subsection, the licensee may apply to the division
10 for the return of the license previously surrendered by such licensee. In the
11 event such license has expired, such person may apply to the division for a
12 new license, which shall be issued immediately by the division upon
13 payment of the proper fee and satisfaction of the other conditions
14 established by law, unless such person's privilege to operate a motor
15 vehicle on the highways of this state has been suspended or revoked prior
16 thereto. If any person shall violate any of the conditions imposed under
17 this paragraph, such person's driver's license or privilege to operate a
18 motor vehicle on the highways of this state shall be revoked for a period of
19 not less than 60 days nor more than one year by the judge of the court in
20 which such person is convicted of violating such conditions.

21 (4) As used in this subsection, "highway" and "street" mean the same
22 as defined in K.S.A. 8-1424 and 8-1473, and amendments thereto.

23 (p) In addition to any of the above, for any criminal offense that
24 includes the domestic violence designation pursuant to K.S.A. 22-4616,
25 and amendments thereto, the court shall require the defendant to: (1)
26 Undergo a domestic violence offender assessment conducted by a certified
27 batterer intervention program; and (2) follow all recommendations made
28 by such program, unless otherwise ordered by the court or the department
29 of corrections. The court may order a domestic violence offender
30 assessment and any other evaluation prior to sentencing if the assessment
31 or evaluation would assist the court in determining an appropriate
32 sentence. The entity completing the assessment or evaluation shall provide
33 the assessment or evaluation and recommendations to the court and the
34 court shall provide the domestic violence offender assessment to any entity
35 responsible for supervising such defendant. A defendant ordered to
36 undergo a domestic violence offender assessment shall be required to pay
37 for the assessment and, unless otherwise ordered by the court or the
38 department of corrections, for completion of all recommendations.

39 (q) In imposing a fine, the court may authorize the payment thereof in
40 installments. In lieu of payment of any fine imposed, the court may order
41 that the person perform community service specified by the court. The
42 person shall receive a credit on the fine imposed in an amount equal to \$5
43 for each full hour spent by the person in the specified community service.

1 The community service ordered by the court shall be required to be
2 performed by the later of one year after the fine is imposed or one year
3 after release from imprisonment or jail, or by an earlier date specified by
4 the court. If by the required date the person performs an insufficient
5 amount of community service to reduce to zero the portion of the fine
6 required to be paid by the person, the remaining balance shall become due
7 on that date. If conditional reduction of any fine is rescinded by the court
8 for any reason, then pursuant to the court's order the person may be
9 ordered to perform community service by one year after the date of such
10 rescission or by an earlier date specified by the court. If by the required
11 date the person performs an insufficient amount of community service to
12 reduce to zero the portion of the fine required to be paid by the person, the
13 remaining balance of the fine shall become due on that date. All credits for
14 community service shall be subject to review and approval by the court.

15 (r) In addition to any other penalty or disposition imposed by law, for
16 any defendant sentenced to imprisonment pursuant to K.S.A. 21-4643,
17 prior to its repeal, or K.S.A. 21-6627, and amendments thereto, for crimes
18 committed on or after July 1, 2006, the court shall order that the defendant
19 be electronically monitored upon release from imprisonment for the
20 duration of the defendant's natural life and that the defendant shall
21 reimburse the state for all or part of the cost of such monitoring as
22 determined by the prisoner review board.

23 (s) Whenever the court has released the defendant on probation
24 pursuant to subsection (a)(3), the defendant's supervising court services
25 officer, with the concurrence of the chief court services officer, may
26 impose the violation sanctions as provided in K.S.A. 22-3716(c)(1)(B),
27 and amendments thereto, without further order of the court, unless the
28 defendant, after being apprised of the right to a revocation hearing before
29 the court pursuant to K.S.A. 22-3716(b), and amendments thereto, refuses
30 to waive such right.

31 (t) Whenever the court has assigned the defendant to a community
32 correctional services program pursuant to subsection (a)(4), the defendant's
33 community corrections officer, with the concurrence of the community
34 corrections director, may impose the violation sanctions as provided in
35 K.S.A. 22-3716(c)(1)(B), and amendments thereto, without further order
36 of the court unless the defendant, after being apprised of the right to a
37 revocation hearing before the court pursuant to K.S.A. 22-3716(b), and
38 amendments thereto, refuses to waive such right.

39 (u) In addition to any of the above, the court shall authorize an
40 additional 18 days of confinement in a county jail to be reserved for
41 sanctions as set forth in K.S.A. 22-3716(b)(3)(B), (b)(4) or (c)(1)(B), and
42 amendments thereto.

43 (v) The amendments made to this section by section 1 of chapter 9 of

1 the 2020 Session Laws of Kansas are procedural in nature and shall be
2 construed and applied retroactively.

3 Sec. 2. K.S.A. 75-5267 is hereby amended to read as follows: 75-
4 5267. (a) The secretary of corrections is hereby authorized to establish a
5 work release program under which inmates committed to the custody of
6 the secretary, *except as provided in subsection (c)*, may be granted the
7 privilege of leaving actual confinement for the following purposes:

8 (1) To travel to and from and visit at a specified place or places for a
9 period of not to exceed ~~thirty~~ (30) days for the following purposes:

10 (A) To visit a member of the inmate's immediate family who is in
11 danger of death;

12 (B) to attend the funeral services or other last rites of a member of the
13 inmate's immediate family;

14 (C) to obtain health services otherwise not available to the inmate at
15 an institution operated by the state;

16 (D) to interview prospective employers; or

17 (E) any other purpose consistent with the public interest.

18 (2) To work at paid employment or participate in a program of job
19 training if:

20 (A) The rates of pay, hours and other conditions of employment will
21 be substantially comparable to those afforded others in the community for
22 the performance of work of a similar nature;

23 (B) such paid employment or job training will not result in the
24 significant displacement of employed workers in the community.

25 (b) The secretary of corrections is hereby authorized to establish
26 educational release programs under which inmates committed to the
27 custody of the secretary, *except as provided in subsection (c)*, may be
28 granted the privilege of leaving actual confinement for the purposes of
29 education or training.

30 (c) *An inmate shall not be granted the privilege of leaving actual
31 confinement for the purposes described in subsection (a)(2) or (b) any
32 purpose, except for the purposes described in subsection (a)(1)(A), (B)
33 or (C) or as required by law, if such inmate is committed to the custody
34 of the secretary for a crime that requires registration as a sex offender
35 under the Kansas offender registration act, K.S.A. 22-4901 et seq., and
36 amendments thereto, or such inmate has any prior conviction or
37 adjudication of a crime that requires registration as a sex offender.*

38 (1) Is committed to the custody of the secretary for an off-grid
39 felony or a nondrug severity level 1 through 5 felony that requires
40 registration as a sex offender under the Kansas offender registration
41 act, K.S.A. 22-4901 et seq., and amendments thereto;

42 (2) is committed to the custody of the secretary for a crime that
43 requires registration as a sex offender under the Kansas offender

1 **registration act, K.S.A. 22-4901 et seq., and amendments thereto, and**
2 **the crime was committed when the offender was 18 years of age or**
3 **older against a victim who was less than 16 years of age; or**

4 **(3) at the time of being committed to the custody of the secretary**
5 **for any crime, is required to register as a sex offender under the**
6 **Kansas offender registration act, K.S.A. 22-4901 et seq., and**
7 **amendments thereto, and the underlying crime for which the inmate is**
8 **required to register was a crime committed when the offender was 18**
9 **years of age or older against a victim who was less than 16 years of**
10 **age.**

11 **(d) The placement of any inmate in a community pursuant to the**
12 **provisions of subsection (a) or subsection (b) shall be in accordance with**
13 **any applicable federal rules or regulations.**

14 **(d)(e) In areas where facilities, programs and services suitable for**
15 **these purposes are not available within the state correctional system when**
16 **needed, the secretary shall contract with the proper authorities of political**
17 **subdivisions of the state, with any agency of the state, with the federal**
18 **government, with available community corrections centers or facilities**
19 **funded by private sources, or with qualified private corporations or**
20 **organizations for quartering inmates with such privileges in suitable**
21 **confinement facilities and for programs and services for inmates in such**
22 **facilities.**

23 **(e)(f) Nothing in this act shall be construed to prevent inmates from**
24 **working for and the products of their labor being disposed of by any state**
25 **agency, local agency, federal government, or any other state or political**
26 **subdivision thereof. Merchandise made by prisoners when said**
27 **merchandise is for personal benefit of inmates, may be sold or exchanged**
28 **within the confines of the institution subject to rules and regulations of the**
29 **secretary.**

30 Sec. 3. K.S.A. 75-5267 and K.S.A. 2025 Supp. 21-6604 are hereby
31 repealed.

32 Sec. 4. This act shall take effect and be in force from and after its
33 publication in the statute book.