

MINUTES OF THE HOUSE CORRECTIONS AND JUVENILE JUSTICE COMMITTEE

The meeting was called to order by Chairperson Pat Colloton at 1:30 p.m. on February 25, 2009, in Room 535-N of the Capitol.

All members were present.

Committee staff present:

Jason Thompson, Office of the Revisor of Statutes  
Jill Wolters, Office of the Revisor of Statutes  
Athena Andaya, Kansas Legislative Research Department  
Jerry Donaldson, Kansas Legislative Research Department  
Jackie Lunn, Committee Assistant

Conferees appearing before the committee:

Professor Tom Stacy, KU, Chairman Recodification Committee,  
Tom Drees, KSC Propornality Chair,  
Tom Stanton, Deputy District Attorney, Reno County & President KCDA,  
Mark Gleeson, Office of Judicial Administration,

Others attending:

See attached list.

**HB 2332 - Recodification of certain drug crimes; quantities of drugs; proportionality of sentencing.**

Chairperson Colloton opened the meeting by introducing Jill Wolters, Revisors Office to explain **HB 2332**. Ms. Wolters provided written copy. (Attachment 1) She reviewed the bill while taking clarification questions from the Committee. She stated the bill is the work product of the Recodifications Commission concerning the drug code. During her explanation she stated there is nothing in the bill that changes the DUI laws. She also stated this bill would not go into effect until the year 2010.

Questions and answers followed.

Upon the completion of the questions and answer session, Chairperson Colloton opened the hearing on **HB2332** and introduced Professor Tom Stacy to give a brief introduction to the bill. Professor Stacy provided written copy of a **HB 2332** comparison chart (Attachment 2) as a proponent of the bill. He provided a little history of the Recodification Commission and the way they derived at their recommendations. During his introduction he took questions form the Committee.

Next, Chairperson Colloton recognized Tom Drees, Kansas Sentencing Commission Propornality Chair, to give his testimony as a proponent of the bill. Mr. Drees provided written copy. (Attachment 3) Mr. Drees recognized the members of the Recodification Commission. He referred the Committee to a handout of the grid. (Attachment 4)

He reviewed the changes in the grid while taking questions from the Committee; which resulted in lengthy discussions. He explained why they combined everything on the same grid stating the bill merges sentencing into one grid resulting in sentences that can be compared and ranked in terms of level of harm. Mr. Drees' testimony was very lengthy due to all the questions taken during his review.

Chairperson Colloton stated the Committee would continue the hearing on **HB 2332** and adjourned the meeting at 3:00 p.m. with the next meeting scheduled for February 26, 2009 at 1:30 p.m. in room 535 N.