

SESSION OF 2015

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2107

As Recommended by House Committee on
Corrections and Juvenile Justice

Brief*

HB 2107 would permit the dismissal of parole, conditional release, or post-release supervision violation charges to be conditioned upon the released inmate agreeing to credit being withheld for the period of time from the date the Secretary of Corrections issued a warrant to the date the offender was arrested and returned to Kansas. The bill also would require time not credited to the released inmate's sentence to be granted if the violation charge was dismissed without the agreement described above or the violation was not established to the Prisoner Review Board's satisfaction.

Background

The bill was introduced by the House Committee on Corrections and Juvenile Justice at the request of the Kansas Department of Corrections (KDOC). A representative of KDOC offered proponent testimony explaining the bill would apply to offenders who abscond from parole, conditional release, or post-release supervision. There was no neutral or opponent testimony.

According to the fiscal note prepared by the Division of Budget, the bill could create an adult prison bed savings of three to six beds annually. As of January 12, 2015, available prison bed capacity is 9,636. Based upon the Sentencing Commission's most recent 10-year projection, the year-end population will exceed available male capacity by 85 inmates

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>.

in FY 2015, 109 inmates in FY 2016, and 162 inmates in FY 2017. To manage the shortfalls, the KDOC will house inmates in contract beds until additional capacity can be constructed. The bill would reduce contract bed expenditures by \$43,800 to \$87,600 in FY 2015, FY 2016, and FY 2017. Any fiscal effect associated with the bill is not reflected in *The FY 2016 Governor's Budget Report*.