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MEMORANDUM

To: Senate Committee on Judiciary

From: Jason Thompson, Senior Assistant Revisor of Statutes

Date: March 1, 2018

Subject: Bill Brief for HB 2456, as amended by House Committee

HB 2456 concerns tolling case length limits for certain juvenile offenders.

The bill would amend K.S.A. 38-2391, the statute in the revised Kansas juvenile justice code that establishes overall case length limits. Specifically, in subsection (g)(4), the bill would clarify that when the probation term limits and overall case length limits are tolled for an offender who has absconded from supervision while on probation, the time limits begin to run again only when the offender is located and brought back to the jurisdiction.

The bill as proposed would have amended subsection (i) so that probation term limits and overall case length limits begin to run upon entry of the dispositional order in the juvenile offender's case. The House Committee amendment to subsection (i) reverts to current law language ("upon disposition or 15 days after adjudication, whichever is sooner") and adds an exception for a juvenile who fails to appear for the dispositional hearing. In that case, the probation term limits and overall case length limits would not apply until the juvenile is brought before the court for disposition.