

MEMORANDUM

To: Sheena Ward, Division of the Budget
From: Scott M. Schultz, Executive Director
Date: March 23, 2021
Re: Prison Bed Space Impact Assessment, **HB 2128 - Clarifying jurisdiction and supervision of offenders in a certified drug abuse treatment program. – AS AMENDED BY HOUSE COMMITTEE.**

IMPACT ASSESSMENT

- This proposal **may** impact prison admissions, but it cannot be determined at this time. Any impact would be negligible.
- This proposal **may** impact prison bed space, but it cannot be determined at this time. Any impact would be negligible.
- This proposal will have **no** impact the cost of SB 123 drug treatment program.
- This proposal **may** impact on the Sentencing Commission’s journal entry workload. Any impact would be negligible.

SUMMARY OF THE BILL

Section 1. K.S.A. 2020 Supp. 21-6610 is amended to include language that allows the district court from which a defendant sentenced pursuant to K.S.A. 21-6824 (SB 123) is on parole, on probation, assigned to a community correctional services program or under suspended sentence may transfer jurisdiction of the defendant with the concurrence of the receiving district court and all parties.

FINDINGS

- In FY 2019, **1,478** offenders were sentenced to mandatory drug treatment under SB 123
- In FY 2019, the average cost of SB 123 treatment was **\$3,143** per offender.
- While this bill does provide for a change in jurisdictional supervision, which could inevitably increase success while on probation, it is unlikely to have a significant impact on prison admissions, prison bed space, or the workload of the Commission.

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