

HOUSE BILL No. 2069

By Committee on Corrections and Juvenile Justice

1-18

1 AN ACT concerning crimes, punishment and criminal procedure; relating
2 to postrelease supervision; providing that such term does not toll except
3 as provided by law; amending K.S.A. 2022 Supp. 22-3722 and
4 repealing the existing section.
5

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

7 Section 1. K.S.A. 2022 Supp. 22-3722 is hereby amended to read as
8 follows: 22-3722. (a) The period served on parole or conditional release
9 shall be deemed service of the term of confinement, and, subject to the
10 provisions contained in K.S.A. 75-5217, and amendments thereto, relating
11 to an inmate who is a fugitive from or has fled from justice, the total time
12 served may not exceed the maximum term or sentence. The period served
13 on postrelease supervision shall vest in and be subject to the provisions
14 contained in K.S.A. 75-5217, and amendments thereto, relating to an
15 inmate who is a fugitive from or has fled from justice. *The service of the*
16 *postrelease supervision period shall not toll except as provided by K.S.A.*
17 *75-5217, and amendments thereto.* The total time served shall not exceed
18 the postrelease supervision period established at sentencing.

19 (b) When an inmate on parole or conditional release has performed
20 the obligations of the release for such time as shall satisfy the prisoner
21 review board that final release is not incompatible with the best interest of
22 society and the welfare of the individual, the board may make a final order
23 of discharge and issue a certificate of discharge to the inmate but no such
24 order of discharge shall be made in any case within a period of less than
25 one year after the date of release except where the sentence expires earlier
26 thereto. When an inmate has reached the end of the postrelease supervision
27 period, the board shall issue a certificate of discharge to the releasee. Such
28 discharge, and the discharge of an inmate who has served the inmate's term
29 of imprisonment, shall have the effect of restoring all civil rights lost by
30 operation of law upon commitment, and the certification of discharge shall
31 so state. Nothing herein contained shall be held to impair the power of the
32 governor to grant a pardon or commutation of sentence in any case.

33 Sec. 2. K.S.A. 2022 Supp. 22-3722 is hereby repealed.

34 Sec. 3. This act shall take effect and be in force from and after its
35 publication in the statute book.