

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

The Committee on **Judiciary** recommends **HB 2387**, as amended by House Committee, be amended on page 2, in line 1, after "hours" by inserting "of"; in line 3, by striking "provided" and inserting "if"; in line 5, by striking "2020" and inserting "2021"; in line 8, after "for" by inserting "any portion of"; also in line 8, after "minimum" by inserting "of"; also in line 8, after "hours" by inserting "of"; in line 12, after "minimum" by inserting "of"; also in line 12, after "hours" by inserting "of"; in line 14, after "program" by inserting "until the minimum of 120 hours of confinement is completed,"; also in line 14, after "thereafter" by inserting a comma; in line 23, after "(2)" by inserting "(A)"; in line 27, by striking "(A)" and inserting "(i)"; in line 32, by striking "(B)" and inserting "(ii)"; following line 43, by inserting:

"(B) The following conditions shall apply to such sentence:

(i) As a condition of any probation granted under this subsection, the person shall serve at least 30 days of confinement. After at least 48 consecutive hours of imprisonment, the remainder of the period of confinement may be served by a combination of: Imprisonment; a work release program, if such work release program requires such person to return to the confinement at the end of each day in the work release program; or a house arrest program pursuant to K.S.A. 2021 Supp. 21-6609, and amendments thereto; and

(ii) (a) if the person is placed into a work release program or placed under a house arrest program for any portion of the minimum of 30 days of confinement mandated by this subsection, the person shall receive hour-for-hour credit for time served in such program for the first 240 hours of confinement, and thereafter, the person shall receive day-for-day credit for time served

in such program unless otherwise ordered by the court; and

(b) when in a work release program, the person shall only be given credit for the time served in confinement at the end of and continuing to the beginning of the person's work day. When under a house arrest program, the person shall be monitored by an electronic monitoring device that verifies the person's location and shall only be given credit for the time served within the boundaries of the person's residence.";

On page 8, in line 10, by striking "2020" and inserting "2021"; in line 15, by striking "2020" and inserting "2021"; in line 30, by striking "2020" and inserting "2021";

On page 10, in line 16, by striking "2020" and inserting "2021";

On page 12, in line 13, by striking "2020" and inserting "2021";

On page 13, in line 15, by striking "2020" and inserting "2021";

On page 1, in the title, in line 5, by striking "2020" and inserting "2021"; and the bill be passed as amended.

Chairperson