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MEMORANDUM

To: House Corrections and Juvenile Justice Committee

From: Office of Revisor of Statutes

Date: February 7, 2024

Subject: Bill Brief on HB 2654

HB 2654 excludes certain types of incarceration time from being included in the allowance for time spent incarcerated when calculating a criminal defendant's sentence.

The bill amends K.S.A. 21-6615, the sentence statute that allows for deduction of time spent in confinement. Current law provides that if the judge sentences a defendant to confinement, the sentence shall be computed with an allowance against the sentence for the time that the defendant has spent incarcerated pending the disposition of the defendant's case.

This bill would provide that when computing the defendant's sentence, (1) time awarded as jail credit in another state, (2) time spent incarcerated in another county or jurisdiction; and (3) time spent incarcerated in another case in the same county if the defendant remains on bond in the case being sentenced shall not be considered time spent incarcerated pending disposition of the defendant's case.