

KANSAS OFFICE *of*
REVISOR *of* STATUTES

LEGISLATURE *of* THE STATE *of* KANSAS
Legislative Attorneys transforming ideas into legislation.

300 SW TENTH AVENUE ■ SUITE 24-E ■ TOPEKA, KS 66612 ■ (785) 296-2321

MEMORANDUM

To: House Committee on Corrections and Juvenile Justice

From: Office of Revisor of Statutes

Date: February 16, 2022

Subject: Bill Brief on HB 2654

HB 2654 provides guidance to determine how offenders under the supervision of two or more supervision agencies can have supervision consolidated into one agency.

The bill amends K.S.A. 21-6610, which is the statute that provides for the transfer of supervision of offenders on probation, assigned to a community correctional services program or under suspended sentence. The section is amended to provide that when a defendant is being supervised, the district court by which the defendant is currently being supervised may use the guidelines in this section to determine whether it is appropriate to transfer jurisdiction of the defendant to a different district court.

If a new sentence would place the defendant under the supervision of two supervision entities, the court may consider granting jurisdiction to the court with jurisdiction over the offense with the longest prison sentence and whether the severity of the new offense requires a higher level of supervision. If not, preference should be for maintaining supervision by the current entity. If so, preference should be for transferring supervision to the appropriate supervision entity.

If two or more supervision entities are supervising the defendant for sentences that are equal, the court may consider the residency of the defendant, the ability of the defendant to travel to the supervision office, the resources for residential and nonresidential treatment available from each entity and the level of supervision available to the defendant by each entity.

The department of corrections and the office of judicial administration shall enter into a memorandum of understanding providing that a defendant shall be supervised by one supervision entity and the bill provides what is required to be included in such memorandum of understanding.