

**HOUSE BILL No. 2429**

By Representatives Owens and Finney

12-17

Proposed Amendments to HB 2429 - Jennings  
House Corrections and Juvenile Justice  
Prepared by: Natalie Scott, Assistant Revisor  
January 29, 2020

1 AN ACT concerning the Kansas criminal justice reform commission;  
2 relating to membership; public defender; amending K.S.A. 2019 Supp.  
3 21-6902 and repealing the existing section.  
4

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

6 Section 1. K.S.A. 2019 Supp. 21-6902 is hereby amended to read as  
7 follows: 21-6902. (a) There is hereby created the Kansas criminal justice  
8 reform commission.

9 (b) The commission shall:

10 (1) Analyze the sentencing guidelines grids for drug and nondrug  
11 crimes and make recommendations for legislation that would ensure  
12 sentences are appropriate;

13 (2) review the sentences imposed for criminal conduct to determine  
14 whether the sentences are proportionate to other sentences imposed for  
15 criminal offenses;

16 (3) analyze diversion programs utilized throughout the state and make  
17 recommendations with respect to expanding diversion options and  
18 implementation of a state-wide diversion standards;

19 (4) review the supervision levels and programming available for  
20 offenders who serve sentences for felony offenses on community  
21 supervision;

22 (5) study specialty courts and make recommendations for the use of  
23 specialty courts throughout the state;

24 (6) survey the availability of evidence-based programming for  
25 offenders provided both in correctional facilities and in the community,  
26 and make recommendations for changes in available programming;

27 (7) study the policies of the department of corrections for placement  
28 of offenders within the correctional facility system and make  
29 recommendations with respect to specialty facilities, including, but not  
30 limited to, geriatric, healthcare and substance abuse facilities;

31 (8) evaluate existing information management data systems and make  
32 recommendations for improvements to data systems that will enhance the  
33 ability of criminal justice agencies to evaluate and monitor the efficacy of  
34 the criminal justice system at all points in the criminal justice process; and

35 (9) study other matters, that, as the commission determines, are  
36 appropriate and necessary to complete a thorough review of the criminal

1 justice system.

2 (c) The commission shall be made of the following members:

3 (1) One member of the Kansas senate appointed by the president of  
4 the senate;

5 (2) one member of the Kansas senate appointed by the minority  
6 leader of the senate;

7 (3) one member of the Kansas house of representatives appointed by  
8 the speaker of the Kansas house of representatives;

9 (4) one member of the Kansas house of representatives appointed by  
10 the minority leader of the Kansas house of representatives;

11 (5) one member of the judicial branch court services appointed by the  
12 chief justice of the supreme court;

13 (6) ~~one criminal defense attorney or public defender~~ *two criminal*  
14 ~~defense attorneys, one of whom shall be a public defender,~~ appointed by  
15 the governor;

restore stricken language

16 (7) one county or district attorney from an urban area and one county  
17 attorney from a rural area appointed by the Kansas county and district  
18 attorneys association;

(7) one public defender appointed by the executive director of the board of indigents' defense services

19 (8) one sheriff and one chief of police appointed by the attorney  
20 general;

Redesignate paragraphs

21 (9) one professor of law from the university of Kansas school of law  
22 and one professor of law from Washburn university school of law,  
23 appointed by the deans of such schools;

24 (10) one drug and alcohol addiction treatment provider who provides  
25 services pursuant to the certified drug abuse treatment program appointed  
26 by the Kansas sentencing commission;

27 (11) one district judge appointed by the Kansas district judges  
28 association;

29 (12) one district magistrate judge appointed by the Kansas district  
30 magistrate judges association;

31 (13) one member representative of the faith-based community  
32 appointed by the governor;

33 (14) one member of a criminal justice reform advocacy organization  
34 appointed by the legislative coordinating council;

35 (15) one mental health professional appointed by the Kansas  
36 community mental health association;

37 (16) one member representative of community corrections appointed  
38 by the secretary of corrections; and

39 (17) the attorney general, the secretary of corrections and the  
40 executive director of the Kansas sentencing commission, or such persons'  
41 designees, shall serve as ex officio, nonvoting members of the  
42 commission.

43 (d) Members of the commission shall be appointed before August 1,