

## MEMORANDUM

**To:** Leyton Gunn, Division of the Budget  
**From:** Scott M. Schultz, Executive Director  
**Date:** January 29, 2021  
**Re:** Prison Bed Impact Assessment, **HB - 2121 - Adding definitions related to defendants who abscond from supervision in the criminal procedure code and for parole.**

### IMPACT ASSESSMENT

- **Impact on Prison Admissions:** This bill **may** impact prison admissions, but it cannot be determined at this time
- **Impact on Prison Beds:** This bill **may** impact prison bed space, but it cannot be determined at this time.
- **Impact on the Commission Workload:** This bill **may** impact the workload of the Kansas Sentencing Commission, but it cannot be determined at this time.

### SUMMARY OF THE BILL

This bill amends K.S.A. 75-5217 and K.S.A. 22-2202, to define absconding from supervision as “intentionally avoiding supervision or intentionally making the defendant's whereabouts unknown to the defendant's supervising court services officer or community correctional services officer.”

### FINDINGS

- According to the FY 2019 KSSC probation revocation database, **109** offenders had revocation hearings specifically for **absconding**.
- The following is a breakdown of the dispositions received after the probation revocation hearing:
  - **No violation/Probation not Revoked** – 1 (0.9%)
  - **Probation Revoked** – 64 (58.7%)
  - **Probation Extended** – 6 (5.5%)
  - **Jail Sanctions Imposed** – 17 (15.6%)
  - **Prison Sanctions Imposed** – 19 (17.4%)
  - **Probation Conditions Modified** – 2 (1.8%)

## SUMMARY

- **Impact on Prison Admissions:** This bill **may** impact prison admissions, but it cannot be determined at this time
- **Impact on Prison Beds:** This bill **may** impact prison bed space, but it cannot be determined at this time.
- **Impact on the Commission Workload:** This bill **may** impact the workload of the Kansas Sentencing Commission, but it cannot be determined at this time.