

SESSION OF 2007

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2095

As Amended by House Committee on
Judiciary

Brief*

HB 2095 would amend the law regarding the prohibition of local residential restrictions for offenders to do the following:

- Allow restrictions for a city or county residential licensing program for correctional placement residences that includes regulations for the housing of offenders.
- Define correctional placement residence to mean a facility that provides residential services for individuals or offenders who reside or have been placed in the facility due to any one of the following:
 - Prior to, or instead of, being sentenced to prison;
 - Received a conditional release prior to a hearing;
 - Received as a part of a sentence of confinement of not more than one year;
 - Privately operated facility housing parolees;
 - Received a deferred sentence and placed in a facility operated by community corrections; or
 - Required court-order treatment services for alcohol or drug abuse.
- Correctional placement residence shall not include a single or multi-family dwelling or commercial residential building that provides a residence to staff and other persons.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

- Delete the sunset provision on the prohibition against cities and counties from adopting residential restrictions for offenders.

Background

Support for the original bill was expressed by Representative Nile Dillmore; Melissa Alley, individual; and Dale Goter, Government Relations Manger, City of Wichita. Written letters of support from individuals were submitted by Representative Dillmore.

Opposition to the bill as drafted was expressed by Senator Phillip Journey; and Secretary Roger Werholtz, Kansas Department of Corrections.

The House Committee amended the bill by inserting the provision regarding correctional placement residences and deleting the sunset provision.

The fiscal note on the original bill indicates the bill would not have any fiscal effect.