

SESSION OF 2008

SUPPLEMENTAL NOTE ON SENATE BILL NO. 419

As Recommended by Senate Committee on
Judiciary

Brief*

SB 419 would amend current law regarding journal entries of judgment in criminal proceedings. The bill would require a sentencing court to journalize:

- That the defendant has stated on the record or in writing that the defendant did not want counsel, if he or she refused counsel;
- Information required by KSA 21-4620, if the defendant is sentenced to prison; and
- The case transaction number for felony convictions and for probation revocations involving crimes committed on or after July 1, 1993.

The bill would strike the requirement in current law to identify the name and residence of the judge presiding at the preliminary hearing, the judge presiding at the trial, and any witness sworn to testify at the trial. The bill also would strike the requirement that, if the sentence is increased because the defendant had previously been convicted of one or more felonies, the journal entry would no longer be required to include a statement of prior convictions.

*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>

Background

The proponent of the bill is Helen Pedigo, Executive Director of the Kansas Sentencing Commission (KSC). Ms. Pedigo testified that this bill contains technical amendments recommended and supported by the KSC.

There was no testimony in opposition to the bill.

The fiscal note from the Division of Budget on this bill states there is no fiscal effect on the Judiciary.