

SESSION OF 2008

SUPPLEMENTAL NOTE ON SENATE BILL NO. 536

As Amended by Senate Committee on
Judiciary

Brief*

SB 536, as amended, would amend current law on the prohibition from adopting or enforcing offender residency restrictions. The bill would:

- Eliminate the sunset provision;
- Add a provision to exempt any city or county residential licensing or zoning program for correctional placement residences that regulates housing for such offenders from the prohibition from adopting or enforcing offender residency restrictions;
- Add a provision which defines “correctional placement residence” to mean a facility that provides residential services for offenders who reside or have been placed in the facility as part of a criminal sentence or for voluntary treatment services for alcohol or drug abuse; and
- Clarify that a correctional placement residence does not include a single or multifamily dwelling or commercial residential building that provides residence to persons other than those placed in the facility as part of a criminal sentence or for voluntary treatment services for alcohol or drug abuse.

*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 proponents of the bill included Roger Werholtz, Secretary, Kansas Department of Corrections; and Dale Goter, Government Relations Manager for the City of Wichita.

There was no testimony in opposition to the bill.

The Senate Committee on Judiciary amended the bill to add a provision which defines “correctional placement residence” to mean a facility that provides residential services for offenders who have been placed in the facility for voluntary treatment services for alcohol or drug abuse.

The fiscal note indicates there would be no fiscal effect on the Kansas Department of Corrections. Further, the League of Kansas Municipalities and the Kansas Association of Counties estimate the passage of the bill would have no fiscal effect on local governments.