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300 SW TENTH AVENUE ■ SUITE 24-E ■ TOPEKA, KS 66612 ■ (785) 296-2321

MEMORANDUM

To: Senate Committee on Judiciary

From: Office of Revisor of Statutes

Date: February 4, 2026

Subject: Bill Brief on SB 358

SB 358 requires individuals convicted of certain felonies to be held without bond in the county jail until sentencing.

The bill amends K.S.A. 22-2804, the statute covering release after conviction. Current law provides that a person who has been convicted of a crime and is either awaiting sentence or has filed a notice of appeal may be released by the district court under the conditions provided in K.S.A. 22-2802, if the court or judge finds that the conditions of release will reasonably assure that the person will not flee or pose a danger to any other person or to the community.

This bill provides that if the person has been convicted of any off-grid felony, any person SL 1-4 felony or a drug severity level 1 or 2 felony (1) if such person was released on bond prior to trial, such bond shall be revoked immediately and such person shall be remanded and held without bond in the county jail until sentencing and (2) if such person was in custody without having posted bond prior to trial, such person's bond shall be modified immediately so that such person is held without bond and remains in the county jail until sentencing.