

MEMORANDUM

To: Dennis Taylor, Secretary of Administration
Attn: Brendan Yorkey
From: Scott M. Schultz, Executive Director
Date: February 10, 2012
Re: Prison Bed Impact Assessment, SB 394 Discharge of Certain Offenders Prior to Transport to Department of Corrections

SUMMARY OF THE BILL

- SB 394 would amend the authority of the Secretary of Corrections to discharge an offender if the offender has **20** days rather than **10** days remaining to be served on the prison portion of the sentence at the time the Department of Corrections (DOC) receives notice of an order of commitment.

KEY ASSUMPTIONS

- The target population of this bill includes any offender who has a sentence left to serve of 20 days or less will not be admitted to DOC.
- Projected admission to prison for the target offender is assumed to increase by an annual average of 2%, which is the same percentage used in relation to the baseline prison population forecast produced in August 2011 by the Kansas Sentencing Commission.
- It is assumed that the effective date is on July 1, 2012.

FINDINGS

- In FY 2011, **117** offenders who had a sentence length left to serve of 20 days or less were admitted to DOC. Of this number,
 - 96 (82.1%) were new court commitment and
 - 21 (17.9%) were probation condition violators.

IMPACT OF THE BILL

- **Impact on prison admissions:** The amendment of this bill would reduce **117** prison admissions in FY 2013 and **140** prison admissions in FY 2022.
- **Impact on prison beds:** The amendments of this bill would save **four** beds in FY 2013 and **five** beds in FY 2022.
- **Impact on workload of the Commission:** This bill would have no impact on the workload of journal entry of the Commission.