

## SENATE BILL No. 494

By Committee on Judiciary

2-4

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AN ACT concerning crimes, criminal procedure and punishment; relating to offenders sentenced to the department of corrections; notification by district court; amending K.S.A. 75-5218 and repealing the existing section.

*Be it enacted by the Legislature of the State of Kansas:*

Section 1. K.S.A. 75-5218 is hereby amended to read as follows: 75-5218. ~~(a)~~ When any person is sentenced to the custody of the secretary of corrections pursuant to the provisions of K.S.A. 21-4609 and amendments thereto, the clerk of the court which imposed such sentence shall ~~within three days following the order of the commitment to the secretary~~ notify the secretary of corrections. ~~The clerk shall not notify the secretary if the sentence is suspended or the defendant placed on probation or any other disposition which will not result in transfer of the defendant to the secretary of corrections.~~

~~—(b) Together with the order of commitment to the custody of the secretary of corrections as required by K.S.A. 21-4621 and amendments thereto, the clerk shall deliver to the officer having the offender in charge the judgment form or journal entry as required by K.S.A. 21-4620 or 22-3426, and amendments thereto together with the order of commitment to the custody of the secretary of corrections as required by K.S.A. 21-4621, and amendments thereto. Within three days of receipt of the order of commitment and the judgment form or journal entry, the officer having the offender in charge shall notify the secretary of corrections. These materials shall be delivered to the officers conveying the offender to the ~~Topoka correctional facility~~ department of corrections reception and diagnostic unit or such other correctional institution prescribed by K.S.A. 75-5220 and amendments thereto, or by the secretary of corrections in accordance with such statute.~~

Sec. 2. K.S.A. 75-5218 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.