

SESSION OF 2003

**SUPPLEMENTAL NOTE ON
SUBSTITUTE FOR SENATE BILL NO. 27**

As Recommended by House Committee on
Corrections and Juvenile Justice

Brief*

Sub. for SB 27 amends the Sexually Violent Predator Treatment Program (SPTP) and Commitment Act to clarify that the legislative intent of this act is not to impose criminal standards on the civil trial proceedings related to this act. The bill provides that time requirements set forth in the act are intended to be directive not mandatory guidelines. The bill further provides that provisions of the act are not jurisdictional and failure to comply with the provisions would not prevent the Attorney General from proceeding against persons who otherwise are subject to the act.

In addition, the bill contains a severability clause.

Background

The provisions of the substitute bill are taken from HB 2390. The Attorney General spoke in favor of HB 2390.

The fiscal note indicates that the Department of Social and Rehabilitation Services has already budgeted for the increases in SPTP census resulting from the passage of HB 2390. Therefore, no additional appropriations would be needed to implement HB 2390. The Judiciary does not anticipate any fiscal effect from passage of HB 2390, as it would not impose any new duties on judges.

*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/klrd>