

SESSION OF 2004

**SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2862**

As Amended by House Committee on  
Corrections and Juvenile Justice

**Brief\***

HB 2862 makes the crime of aiding a juvenile to escape from custody a severity level 8 nonperson felony. The bill also codifies certain duties and practices that the Juvenile Justice Authority (JJA) currently utilizes, including:

- ! clarifying when jurisdiction of a juvenile offender terminates and declaring that termination of jurisdiction will have no effect on the continuing responsibility to pay restitution;
- ! requiring the fingerprinting and photographing of juveniles taken into custody during processing at juvenile intake and assessment;
- ! clarifying that when a juvenile offender is committed to a juvenile correctional facility, the offender is also in the custody of the commissioner of JJA;
- ! limiting the authority to hold a juvenile in adult lockup provided there is a motion on file seeking the prosecution of the offender as an adult, and the juvenile has been given a detention hearing; and
- ! restricting the amount of good time a juvenile offender may receive to 15 percent of the sentence.

**Background**

The Commissioner of Juvenile Justice appeared in support of the bill. Various recommendations for change were offered on behalf of the Sedgwick County District Attorney. Other amendments were offered by

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\*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>

the conferee from the Office of Judicial Administration.

The fiscal note on the bill, as drafted, indicates a fiscal impact of \$472,000 on the part of JJA. The Kansas Sentencing Commission estimates a need for one additional prison bed by FY 2014 which can be absorbed within the capacity of the system.