

**2008 KANSAS SENTENCING GUIDELINES  
PRESENTENCE INVESTIGATION REPORT - FACE SHEET**

**Court File Stamp**

1. Judicial District: \_\_\_\_\_  
 County: \_\_\_\_\_  
 Case Number: \_\_\_\_\_  
 Name: \_\_\_\_\_  
 A/K/A's: \_\_\_\_\_  
 \_\_\_\_\_  
 Age: \_\_\_\_\_ K.B.I. No: \_\_\_\_\_  
 Sex:  Male  Female  
 Race:  W  B  A.I.  A  
 Ethnicity:  Hispanic  Non-Hispanic  
 Address: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Citizenship:  U.S.  Citizen of: \_\_\_\_\_  
 Detainer or Other Charges Pending?  Yes  No  
 Subject in Custody Awaiting Sentencing?  Yes  No  
 Begin \_\_\_\_\_ End \_\_\_\_\_ = \_\_\_\_\_ Days  
 Begin \_\_\_\_\_ End \_\_\_\_\_ = \_\_\_\_\_ Days  
 Begin \_\_\_\_\_ End \_\_\_\_\_ = \_\_\_\_\_ Days  
 DNA Sample Taken (K.S.A. 2006 Supp. 21-2511):  Yes  No

6. Primary Offense: \_\_\_\_\_  
 K.S.A. No.: \_\_\_\_\_  
 (Check all that apply)  
 Felony  Misdemeanor  Off-grid  Nongrid  
 Person  Nonperson  Drug  Nondrug  
 Attempt (K.S.A. 21-3301)  Conspiracy (K.S.A. 21-3302)  
 Solicitation (K.S.A. 21-3303)  
 Severity Level or Class: \_\_\_\_\_ Criminal History Score: \_\_\_\_\_  
 Maximum Good Time:  15%  20%  
 Sentencing Range:  
 Aggravated \_\_\_\_\_ Standard \_\_\_\_\_ Mitigated \_\_\_\_\_  
 Presumptive Prison  Presumptive Probation  Border Box  
 Special Rule Applies (PLEASE COMPLETE p. 5)  
 Mandatory Drug Treatment (K.S.A. 2006 Supp. 21-4729)  
 Drug Treatment with Court Finding  
 Not Eligible For Drug Treatment Due To Criminal History  
 Not Eligible For Drug Treatment Due To Residency  
 Postrelease Supervision Duration:  12 months  24 months  
 36 months  60 months  No postrelease  Lifetime  
 Probation Duration:  12 months  18 months  24 months  
 36 months  Other \_\_\_\_\_

2. IF OFFENDER WAS UNDER 18 YEARS OF AGE WHEN CRIME(S) WAS COMMITTED AND WAS TRIED AS AN ADULT, OFFENDER WAS:  
 Adjudicated as an Adult Under K.S.A. 2006 Supp. 38-2364.  
 Automatically Considered Adult Because of a Prior Felony

7. Additional Offense: \_\_\_\_\_  
 K.S.A. No.: \_\_\_\_\_  
 (Check all that apply)  
 Felony  Misdemeanor  Off-grid  Nongrid  
 Person  Nonperson  Drug  Nondrug  
 Attempt (K.S.A. 21-3301)  Conspiracy (K.S.A. 21-3302)  
 Solicitation (K.S.A. 21-3303)  
 Severity Level or Class: \_\_\_\_\_ Criminal History Score: \_\_\_\_\_  
 Maximum Good Time:  15%  20%  
 Sentencing Range:  
 Aggravated \_\_\_\_\_ Standard \_\_\_\_\_ Mitigated \_\_\_\_\_  
 Presumptive Prison  Presumptive Probation  Border Box  
 Special Rule Applies (PLEASE COMPLETE p. 5)  
 Mandatory Drug Treatment (K.S.A. 2006 Supp. 21-4729)  
 Drug Treatment with Court Finding  
 Not Eligible For Drug Treatment Due To Criminal History  
 Not Eligible For Drug Treatment Due To Residency  
 Postrelease Supervision Duration:  12 months  24 months  
 36 months  60 months  No postrelease  Lifetime  
 Probation Duration:  12 months  18 months  24 months  
 36 months  Other \_\_\_\_\_

3. Names of Co-Defendants, if any: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

4. Defense Attorney: \_\_\_\_\_  
 Type of Counsel Prior to Sentencing:  
 Retained  Appointed  Self  
 Waived Orally  Waived in Writing  
 Prosecuting Attorney: \_\_\_\_\_  
 Sentencing Judge: \_\_\_\_\_  
 Date of Guilty Plea or Judgment: \_\_\_\_\_  
 Date of Sentencing: \_\_\_\_\_

5. Presentence Investigator: \_\_\_\_\_  
 Date Assigned: \_\_\_\_\_ Date Submitted: \_\_\_\_\_

2008 KANSAS SENTENCING GUIDELINES  
PRESENTENCE INVESTIGATION REPORT - FACE SHEET SUPPLEMENTAL PAGE

6. Additional Offense: \_\_\_\_\_  
K.S.A. No.: \_\_\_\_\_  
(Check all that apply)  
 Felony  Misdemeanor  Off-grid  Nongrid  
 Person  Nonperson  Drug  Nondrug  
 Attempt (K.S.A. 21-3301)  Conspiracy (K.S.A. 21-3302)  
 Solicitation (K.S.A. 21-3303)  
Severity Level or Class: \_\_\_\_\_ Criminal History Score: \_\_\_\_\_  
Maximum Good Time:  15%  20%  
Sentencing Range:  
Aggravated \_\_\_\_\_ Standard \_\_\_\_\_ Mitigated \_\_\_\_\_  
 Presumptive Prison  Presumptive Probation  Border Box  
 Special Rule Applies (PLEASE COMPLETE p. 5)  
 Mandatory Drug Treatment (K.S.A. 2006 Supp. 21-4729)  
 Drug Treatment with Court Finding  
 Not Eligible For Drug Treatment Due To Criminal History  
 Not Eligible For Drug Treatment Due To Residency  
Postrelease Supervision Duration:  12 months  24 months  
 36 months  60 months  No postrelease  Lifetime  
Probation Duration:  12 months  18 months  24 months  
 36 months  Other \_\_\_\_\_

6. Additional Offense: \_\_\_\_\_  
K.S.A. No.: \_\_\_\_\_  
(Check all that apply)  
 Felony  Misdemeanor  Off-grid  Nongrid  
 Person  Nonperson  Drug  Nondrug  
 Attempt (K.S.A. 21-3301)  Conspiracy (K.S.A. 21-3302)  
 Solicitation (K.S.A. 21-3303)  
Severity Level or Class: \_\_\_\_\_ Criminal History Score: \_\_\_\_\_  
Maximum Good Time:  15%  20%  
Sentencing Range:  
Aggravated \_\_\_\_\_ Standard \_\_\_\_\_ Mitigated \_\_\_\_\_  
 Presumptive Prison  Presumptive Probation  Border Box  
 Special Rule Applies (PLEASE COMPLETE p. 5)  
 Mandatory Drug Treatment (K.S.A. 2006 Supp. 21-4729)  
 Drug Treatment with Court Finding  
 Not Eligible For Drug Treatment Due To Criminal History  
 Not Eligible For Drug Treatment Due To Residency  
Postrelease Supervision Duration:  12 months  24 months  
 36 months  60 months  No postrelease  Lifetime  
Probation Duration:  12 months  18 months  24 months  
 36 months  Other \_\_\_\_\_

6. Additional Offense: \_\_\_\_\_  
K.S.A. No.: \_\_\_\_\_  
(Check all that apply)  
 Felony  Misdemeanor  Off-grid  Nongrid  
 Person  Nonperson  Drug  Nondrug  
 Attempt (K.S.A. 21-3301)  Conspiracy (K.S.A. 21-3302)  
 Solicitation (K.S.A. 21-3303)  
Severity Level or Class: \_\_\_\_\_ Criminal History Score: \_\_\_\_\_  
Maximum Good Time:  15%  20%  
Sentencing Range:  
Aggravated \_\_\_\_\_ Standard \_\_\_\_\_ Mitigated \_\_\_\_\_  
 Presumptive Prison  Presumptive Probation  Border Box  
 Special Rule Applies (PLEASE COMPLETE p. 5)  
 Mandatory Drug Treatment (K.S.A. 2006 Supp. 21-4729)  
 Drug Treatment with Court Finding  
 Not Eligible For Drug Treatment Due To Criminal History  
 Not Eligible For Drug Treatment Due To Residency  
Postrelease Supervision Duration:  12 months  24 months  
 36 months  60 months  No postrelease  Lifetime  
Probation Duration:  12 months  18 months  24 months  
 36 months  Other \_\_\_\_\_

6. Additional Offense: \_\_\_\_\_  
K.S.A. No.: \_\_\_\_\_  
(Check all that apply)  
 Felony  Misdemeanor  Off-grid  Nongrid  
 Person  Nonperson  Drug  Nondrug  
 Attempt (K.S.A. 21-3301)  Conspiracy (K.S.A. 21-3302)  
 Solicitation (K.S.A. 21-3303)  
Severity Level or Class: \_\_\_\_\_ Criminal History Score: \_\_\_\_\_  
Maximum Good Time:  15%  20%  
Sentencing Range:  
Aggravated \_\_\_\_\_ Standard \_\_\_\_\_ Mitigated \_\_\_\_\_  
 Presumptive Prison  Presumptive Probation  Border Box  
 Special Rule Applies (PLEASE COMPLETE p. 5)  
 Mandatory Drug Treatment (K.S.A. 2006 Supp. 21-4729)  
 Drug Treatment with Court Finding  
 Not Eligible For Drug Treatment Due To Criminal History  
 Not Eligible For Drug Treatment Due To Residency  
Postrelease Supervision Duration:  12 months  24 months  
 36 months  60 months  No postrelease  Lifetime  
Probation Duration:  12 months  18 months  24 months  
 36 months  Other \_\_\_\_\_

2008 KANSAS SENTENCING GUIDELINES - PRESENTENCE INVESTIGATION REPORT  
CURRENT OFFENSE INFORMATION

(This page only - NOT PUBLIC RECORD)

1. OFFICIAL VERSION:

2. DEFENDANT'S VERSION:

Defendant's Date of Birth:

Defendant's Social Security Number:

3. VICTIM'S INJURY / DAMAGE / STATEMENT(S):

4. RESTITUTION OWED TO:

Total Restitution Owed: \$ \_\_\_\_\_

Amount	Name and Address
\$ _____	_____
\$ _____	_____
\$ _____	_____
\$ _____	_____
\$ _____	_____
\$ _____	_____

5. STATEMENT(S):

6. **RECOMMENDED PLACEMENT:** [The following is NOT a recommendation regarding the appropriate disposition to be imposed in this case. It is only being provided as the court services or community corrections officer's professional assessment of possible placement and conditions should the court place the offender on probation or order some form of community sanction.]

**COMMUNITY CORRECTIONS** [Indicate the criteria from K.S.A. 75-5291(a)(2) that qualifies the defendant for placement in Community Corrections.]

- (a)(2)(A) Border box on either grid and levels 6H or 6I or 7C through 7I on nondrug grid
- (a)(2)(B) Downward dispositional departure from presumptive prison sentence
- (a)(2)(C) Convicted of offense severity level 7 or higher which requires registration
- (a)(2)(D) Condition violator
- (a)(2)(E) Scored "high risk or needs, or both"
- (a)(2)(F) Follows successful completion of a conservation camp program
- (a)(2)(G) Mandatory Drug Treatment (K.S.A. 2006 Supp. 21-4729 "SB 123")

**COURT SERVICES**

**DEPARTMENT OF CORRECTIONS**

7. **OFFICER'S ASSESSMENT OF CONDITIONS OF PROBATION:** K.S.A. 21-4610 and: [Check All That Apply.]

- Alcohol evaluation     Drug evaluation     Mental Health evaluation (Follow recommendations)
- In Patient     Out Patient
- Alcohol treatment     Drug treatment     Mental Health treatment (Follow recommendations of counselor)
- AA attendance     NA attendance
- No possession or consumption of alcohol or illegal drugs
- At C.S.O. request and at defendant's own expense, submit to random:     Breath test     Blood test     Urinalysis test
- Community Service Work: \_\_\_\_\_ Hours
- Gain employment     Maintain employment
- Notify the C.S.O. of changes in employment, residence and phone number
- No contact with:     Victim     Co-defendant
- Educational program:     G.E.D.     Vocational     Higher Education
- Register as an offender pursuant to the Kansas Offender Registration Act, K.S.A. 22-4901 *et. seq.*
- Curfew Restriction: \_\_\_\_\_
- Travel Restriction: \_\_\_\_\_
- Other: \_\_\_\_\_

SPECIAL RULES SUPPLEMENTAL PAGE (IF APPLICABLE, check box of the special rule that applies and include this page with the corresponding count. Additional copies may be made as needed.) PLEASE DO NOT RENUMBER THIS PAGE. A special rule that changes the presumptive sentence, without constituting a departure, is applicable to this count because:

**PUBLIC SAFETY OFFENSES APPLY:**

1.  Person Felony Committed With a Firearm – presumed prison. K.S.A. 2006 Supp. 21-4704(h).
2.  Aggravated Battery of a L.E.O., if criminal history is 6H or 6I – presumed prison. K.S.A. 2007 Supp. 21-4704(g).
3.  Aggravated Assault of a L.E.O., if criminal history is 6H or 6I – presumed prison. K.S.A. 2006 Supp. 21-4704(g).
4.  Crime Committed for Benefit of a Criminal Street Gang – presumed prison. K.S.A. 2006 Supp. 21-4704(k).
11.  Extended Jurisdiction Juvenile Imposed – both juvenile and adult sentences imposed, adult sentence stayed conditioned on successful completion of juvenile sentence. K.S.A. 2006 Supp. 38-2347 and 38-2364.

**HABITUAL OR REPEAT OFFENSES APPLY:**

5.  Persistent Sex Offender, if current conviction is presumed prison – double the maximum duration. K.S.A. 2006 Supp. 21-4704(j).
12.  Second or Subsequent Manufacture of a Controlled Substance Conviction – presumed prison, twice the maximum duration. K.S.A. 2006 Supp. 21-4705(e).
26.  Third or Subsequent Drug Possession, *occurring prior to July 1, 2008*, if defendant has completed, been discharged from, or refused to participate in 2003 SB 123 treatment - presumed prison. *If third or subsequent felony drug possession occurs on or after July 1, 2008* - presumed prison. K.S.A. 2008 Supp. 21-4705(f) [Effective July 1, 2008.]
13.  Residential Burglary with a Prior Residential, Nonresidential or Aggravated Burglary Conviction – presumed prison. K.S.A. 21-4704(l).
27.  Burglary With Two or More Prior Convictions for a Felony Violation of Theft, Burglary, or Aggravated Burglary – presumed prison. K.S.A. 2008 Supp. 21-4704(p). [Effective July 1, 2008.]
29.  Felony Theft With Three or More Prior Convictions for a Felony Violation of Theft, Burglary, or Aggravated Burglary – presumed prison. K.S.A. 2008 Supp. 21-4704(p). [Effective July 1, 2008.]
30.  For #27 or #29, Substance Abuse Underlying Factor, Tx More Effective to Reduce Reoffense Risk and Community Safety Served – KDOC Intensive Substance Abuse Treatment Program, Return to Court Upon Successful Completion. K.S.A. 2008 Supp. 21-4704(p). [Effective July 1, 2008.]
31.  Third or Sub. Criminal Deprivation of a Motor Vehicle – presumptive prison. K.S.A. 2008 Supp. 21-4704(n). [Effective July 1, 2008.]
16.  Second Forgery, criminal history I – C, sentenced pursuant to sentencing requirements of K.S.A. 21-3710(b)(3), term of imprisonment not in KDOC. Criminal history A or B, - sentenced for severity level 8, NPF. K.S.A. 2006 Supp. 21-4704(i).
17.  Third or Sub. Forgery, criminal history I – C, sentenced pursuant to sentencing requirements of K.S.A. 21-3710(b)(4), term of imprisonment not in KDOC. Criminal history A or B, - sentenced for severity level 8, NPF. K.S.A. 2006 Supp. 21-4704(i).
9.  Crime Committed While Incarcerated and Serving a Felony Sentence, or While on Probation, Parole, Conditional Release, or Postrelease Supervision for a Felony – new sentence shall be imposed pursuant to consecutive sentencing provisions in K.S.A. 21-4608 and the court may impose prison even if presumption is nonprison. K.S.A. 2006 Supp. 21-4603d(f).
28.  Crime Committed While Incarcerated in a Juvenile Correctional Facility for an Offense That Would be a Felony if Committed by an Adult – presumed prison. K.S.A. 21-4603d(f)(2).
10.  Crime Committed While on Felony Bond – new sentence may be imposed pursuant to consecutive sentencing provisions in KSA 21-4608 and the court may impose prison even if presumption is nonprison. K.S.A. 21-4603d(f).

**NONGRID OFFENSES APPLY:**

6.  Felony D.U.I. (third, fourth or subsequent) – nongrid, sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 2006 Supp. 8-1567, term of imprisonment not to be served in KDOC. K.S.A. 2006 Supp. 21-4704(i).
8.  Felony Domestic Battery - nongrid, sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 2006 Supp. 21-3412a(b)(3), term of imprisonment not to be served in KDOC. K.S.A. 2006 Supp. 21-4704(i)
21.  Animal Cruelty K.S.A. 2006 Supp. 21-4310(a)(1), K.S.A. 2006 Supp. 21-4310(a)(2-5); Second or subsequent conviction; or Working/ Assistance dog – K. S. A. 2006 Supp. 21-4318(c) - nongrid felony, sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 2006 Supp. 21-4310(d), term of imprisonment not to be served in KDOC. K.S.A. 2006 Supp. 21-4704(i).

**FINANCE OFFENSES APPLY:**

25.  Fraudulent Insurance Act, any combination of acts occurring within 6 consecutive months involving \$25,000 or more - presumed prison. K.S.A. 2007 Supp. 40-2,118. [Effective July 1, 2007.]
15.  Kansas Securities Act, violation resulting in loss of \$25,000 or more – presumed prison. K.S.A. 2005 Supp. 17-12a508(a)(5).
19.  Mortgage Business Act, Second or Subsequent Conviction – presumed prison. K.S.A. 2006 Supp. 9-2203(c).
20.  Loan Brokers Act, violation resulting in loss of \$25,000 or more – presumed prison. K.S.A. 50-1013(a).

1. KBI #	2. CASE #	6. KANSAS CRIMINAL HISTORY WORKSHEET  NEW _____  PRIOR RECORD _____	7. OFFENDER NAME (Last, First, Middle)	
3. DISTRICT #	4. COURT/ORI #		8. DATE OF OFFENSE	9. DATE OF CONVICTION
5. PSI INVESTIGATOR NAME (Last, First, Middle)			10. DATE OF WORKSHEET	11. DATE OF SENTENCING

12. WAS THE OFFENDER UNDER SUPERVISION AT THE TIME HE/SHE COMMITTED THE CURRENT OFFENSE?  NO  YES  
 IF YES, INDICATE WHAT TYPE OF SUPERVISION (Check all that apply.)

<input type="checkbox"/> Probation/Community	Jurisdiction:	Case No.:	Date Sentenced:
<input type="checkbox"/> Parole	Jurisdiction:	Case No.:	Date Sentenced:
<input type="checkbox"/> Postrelease Supervision	Jurisdiction:	Case No.:	Date Sentenced:
<input type="checkbox"/> Conditional Release	Jurisdiction:	Case No.:	Date Sentenced:
<input type="checkbox"/> Other	Jurisdiction:	Case No.:	Date Sentenced:

Comments:

13. CURRENT CRIME(S) OF CONVICTION					14. CRIMINAL HISTORY CONVICTIONS AND/OR ADJUDICATIONS PRIOR TO SENTENCING			
K.S.A. Number	Description	M/F	P/N	Level	Juvenile	Adult	Total	Type
								Person or Off-grid Felonies
								Nonperson Felonies
								Person Misdemeanors
								Nonperson Misdemeanors
					15. Amended Criminal History Convictions and/or Adjudications			
					Juvenile	Adult	Total	Type
								Person or Off-grid Felonies
								Nonperson Felonies
								Person Misdemeanors
								Nonperson Misdemeanors

16. CRIMINAL HISTORY CATEGORY A B C D E F G H I  
 Amended?  Yes  No A B C D E F G H I

17. Number of Person Misdemeanors converted:  
 3  6  9  12  (Check One)  
 Amended?  Yes  No  3  6  9  12  (Check One)

18. PRIOR CONVICTION USED TO ENHANCE / ELEVATE OR IS AN ELEMENT OF THE CURRENT CRIME OF CONVICTION?  Yes  No

19. Number of Decayed Juvenile Adjudications:  
 Felony \_\_\_\_\_ Misdemeanors \_\_\_\_\_  
 Amended?  Yes  No Felony \_\_\_\_\_ Misdemeanors \_\_\_\_\_

Supplemental Criminal History Worksheet - Prior Convictions

Offender's Name (L, F, M) \_\_\_\_\_ Judicial District \_\_\_\_\_ County \_\_\_\_\_ Case # \_\_\_\_\_

Statute/Ordinance #	Description	Juris. Code	State	County	City	Conviction Date	Case #	Conviction Code	Amended Code	Source of Information
1.										
2.										
3.										
4.										
5.										
6.										
7.										
8.										
9.										
10.										

CODES:

JURISDICTION: F Federal S State  
L Military M Municipal

SOURCE OF INFORMATION: KBI III  
NCIC CR - Court Records  
Other jurisdiction - identify  
Other - explain

STATE: Use 2-letter abbreviation

CONVICTION AND AMENDED CODES:

ADULT:

AOG Adult Off-Grid Felony AMS Adult Class B Select Misdemeanor  
AFN Adult Felony Nonperson AMU Adult Misdemeanor Unscored  
AFP Adult Felony Person AME Adult Misdemeanor  
AFE Adult Felony Enhancement/Element/Elevation  
AMC Adult Misdemeanor Conversion  
AMP Adult Misdemeanor Person  
AMN Adult Misdemeanor Nonperson

JUVENILE:

JOG Juvenile Off-Grid Felony JMD Juvenile Misdemeanor Decayed  
JFN Juvenile Felony Nonperson JMU Juvenile Misdemeanor Unscored  
JFP Juvenile Felony Person JMS Juvenile Misdemeanor Select  
JMC Juvenile Misdemeanor Conversion  
JMP Juvenile Misdemeanor Person  
JMN Juvenile Misdemeanor Nonperson

NIH Not Included in Criminal History, by order of the Court, reasons state in Journal Entry.

Note: Unscored convictions/adjudications and decayed adjudications are not counted on page 1 of the worksheet.

Supplemental Criminal History Worksheet - Prior Convictions

Offender's Name (L, F, M) \_\_\_\_\_ Judicial District \_\_\_\_\_ County \_\_\_\_\_ Case # \_\_\_\_\_

Statute/Ordinance #	Description	Juris. Code	State	County	City	Conviction Date	Case #	Conviction Code	Amended Code	Source of Information
11.										
12.										
13.										
14.										
15.										
16.										
17.										
18.										
19.										
20.										
21.										
22.										
23.										
24.										
25.										
26.										
27.										
28.										
29.										
30.										