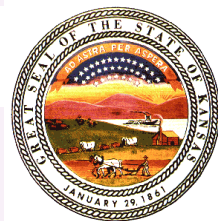




KANSAS SENTENCING COMMISSION

APRIL 2011 E-NEWSLETTER



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BILLS SIGNED BY THE GOVERNOR:

- [HB 2023](#) – Adding additional drugs to the controlled substance schedule.
- [HB 2038](#) – Amending the procedure for upward durational departure sentence proceedings following [State v. Horn](#), Ks Supreme Court No. 97,872 (8/20/2010)



A FRIENDLY REMINDER- SB 123 OFFENDER REIMBURSEMENT- \$300

As it is noted on the PSI, and the JE, (where costs are proposed and ordered) - **Please try to collect at least \$300.**
Thank you for your efforts.

JOURNALIZING FELONIES

Revision was made to the Journal Entry of Judgment (JE). On page 4, section 6 Miscellaneous Provisions, K.S.A. 22-3608, the right to appeal within 10 days, now reflects the corrected days of 14.

A new revision date **2/2011** has been placed at the footer of the most current JE. Please use accordingly. [JE LINK](#)

Thank you for your continued cooperation.



[SB123 FLOWCHART](#)

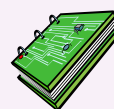
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CASE LAW UPDATES (MARCH)

- [State v. Cook](#) - March 4, 2011 - Montgomery District Court - Reversed and Remanded. No. 102,375 (Criminal History)
- [State v. Simmons](#) - March 4, 2011 - Sedgwick District Court - Affirmed in Part, Reversed in Part, and Remanded with Directions. No. 102,715 (Jury Instructions)
- [State v. Thompson](#) - March 11, 2011 - Osage District Court - Reversed and Remanded. No. 103,633 (Appeals)
- [State v. Floyd](#) - March 18, 2011 - Sedgwick District Court - Affirmed. No. 103,781 (Departures/Jessica's Law)
- [State v. Huerta](#) - March 18, 2011 - Sedgwick District Court - Court of Appeals - Dismissal of Appeal Affirmed. No. 101,438 (Constitutionality)
- [State v. Jolly](#) - March 18, 2011 - Saline District Court - Vacated and Remanded. No. 101,512 (Departures/Jessica's Law)
- [State v. Spencer](#) - March 18, 2011 - Shawnee District Court - Vacated and Remanded. No. 101,077 (Departures/Jessica's Law)
- [State v. Witten](#) - March 18, 2011 - Pratt District Court - Affirmed in Part, Reversed in Part, and Remanded with Directions. No. 103,476 (Plea Agreements)
- [In Re D.D.M.](#) - March 25, 2011 - Leavenworth District Court - Affirmed Court of Appeals - Reversed. No. 101,868 (Juveniles)
- [State v. Kelly](#) - March 25, 2011 - Shawnee District Court - Affirmed. No. 100,913 (Plea Agreements)
- [State v. Malmstrom](#) - March 25, 2011 - Reno District Court - Vacated and Remanded. No. 101,604 (Departures/Jessica's Law)
- [State v. Anderson](#) - March 18, 2011 - Shawnee District Court - Affirmed No. 102,835 (Plea Agreement)



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April 24, 2011

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