

2007 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

Court File Stamp

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: _____
 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 mon. 24 mon.
 36 mon. 60 mon. No postrelease Lifetime
 Probation Duration: 12 mon. 18 mon. 24 mon.
 36 mon. 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 an 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)

3. Names of Co-Defendants, if any: _____

Severity Level or Class: _____ Criminal History Score: _____
 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 mon. 24 mon.
 36 mon. 60 mon. No postrelease Lifetime
 Probation Duration: 12 mon. 18 mon. 24 mon.
 36 mon. Other

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: _____

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: \$ _____
Restitution to be paid as follows:

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.)

SPECIAL RULE APPLICABLE TO SENTENCE, IF ANY:

(Please note that the numbers corresponding to each special rule are intentionally non-sequential for data coding purposes - DO NOT RENUMBER.)

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 committed prior to July 1, 2006**, and if criminal history is 6H or 6I – presumed prison. K.S.A. 2007 Supp. 21-4704(g). *[Effective May 17, 2007.]*
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).
5. **Persistent Sex Offender**, if current conviction is presumed prison – double the maximum duration. K.S.A. 2006 Supp. 21-4704(j).
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)
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. 2007 Supp. 21-4603d(f)(2). *[Effective May 24, 2007.]*
10. **Crime Committed While on Felony Bond (KS or other jurisdiction)** – new sentence may 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). *[Effective May 24, 2007.]*
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.
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**, if defendant has completed, been discharged from, or refused to participate in a certified treatment program as provided in K.S.A. 2006 Supp. 75-52,144 – presumed prison. K.S.A. 2006 Supp. 21-4705(f).
13. **Residential Burglary with a Prior Residential, Nonresidential or Aggravated Burglary Conviction** – presumed prison. K.S.A. 21-4704(l).
27. **Burglary With Two Prior Burglary Convictions or a Combination of a Prior Burglary and an Aggravated Burglary** – presumed prison. K.S.A. 2007 Supp. 21-4704(l). *[Effective May 17, 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).
16. **Second Forgery**, criminal history I – C - nongrid felony, 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 - nongrid felony, 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).
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).
21. **Animal Cruelty; Intentional and Malicious**, K.S.A. 2006 Supp. 21-4310(a)(1) - nongrid felony, sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 2006 Supp. 21-4310(d)(1), term of imprisonment not to be served in KDOC. K.S.A. 2006 Supp. 21-4704(i).
22. **Animal Cruelty; Intentional**, K.S.A. 2006 Supp. 21-4310(a)(2-5); Second or subsequent conviction - nongrid felony, sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 2006 Supp. 21-4310(d)(2), term of imprisonment not to be served in KDOC. K.S.A. 2006 Supp. 21-4704(i).
23. **Animal Cruelty; Working/Assistance dog** - nongrid felony, sentenced pursuant to specific mandatory sentencing requirements of K.S.A. 2006 Supp. 21-4318(c), term of imprisonment not to be served in KDOC. K.S.A. 2006 Supp. 21-4704(i).
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.]*

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 Corrections | 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 _____

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	KBI Update Required	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
 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.

