



August 2009, Issue

Journal Entry Corner

Reminder- The **offense date** determines which version of Journal Entry of Judgment to use. The new 2009 Journal Entry should be used to journalize crimes committed on or after July 1, 2009. On-line versions are available from 2005 to present . Other versions may be obtained by contacting the Commission.

2009 Journal Entries and PSI forms have been posted to our Web site in Word and Adobe (.pdf) and Word Perfect formats. *"Sample"* 2009 JE, Probation Revocation, and PSI are provided on our web site with any changes highlighted to help make you aware of the changes.

Federal Deaths in Custody

State and local law enforcement arrest-related deaths, 2003-2006 Statistical Tables



Ks Criminal Justice Resource Directory

Revisions in July:

- KSC Staff
- KSC Members
- Sheriff Depts; Douglas, Wyandotte

If your information is listed in this publication and has changed, please use this revision form to let us know. *Thank you to those who help us keep your information accurate!* View the Resource Directory .

2009 Desk Reference Manual (DRM)

Due to budget reductions, a \$15 fee will be charged for each manual ordered. A free copy may be printed later this summer from the Sentencing Commission Website. (We'll let you know when it is available).

We apologize for any inconvenience this causes.

Order your DRM today.

Welcome New Commission Members

- **Kristafer Ailsieger** - Ks Attorney General's Office
- **Jennifer Roth** - 3rd Judicial District- Public Defender's Office



Website Updates:

- 2009 JE, Probation Revocation, and PSI Forms
- 2009 SAMPLES: (changes highlighted)
 - Journal Entry,
 - Probation Rev.,
 - PSI-
- 2009 Nondrug and Drug Grids
- 2009 DRM Order Form
- Death in Custody Forms
- FY 2008 KSC Annual Report
- SB 123 Offender Reimbursement Recommendations
- Case Law Updates
- KSC Committee Meeting- June 25

Recent Case Law:

State V. Casey, Geary District Court, No. 100,176 – July 17, 2009

For full text of this opinion, go to <http://www.kscourts.org/Cases-and-Opinions/opinions/ctapp/2009/20090717/100176.htm>.

FACTS: Casey was convicted of possession of cocaine, with presumptive sentence of probation subject to mandatory drug abuse treatment pursuant to K.S.A. 21-4729 and K.S.A. 21-4603d(n) . Because Casey had been arrested while on felony bond, trial court instead sentenced him to prison term pursuant to K.S.A. 21-4603d(f)(3). Casey appealed.

HELD: Reversed, and remanded for resentencing. Legislature intended for nonprison sanction of certified drug abuse treatment for certain offenders under K.S.A. 21-460d(n) and K.S.A. 21-4729 to supercede the prison sanction outlined in K.S.A. 21-4603d(f)(3).

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Questions or comments? E-mail us at sentencing@sentencing.ks.gov

