



Testimony on SB 480  
To  
The Senate Corrections and Juvenile Justice Committee

By Johnnie Goddard, Interim Secretary  
Kansas Department of Corrections  
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The Department of Corrections supports SB 480. SB 480 amends K.S.A. 22-3717 regarding the search of releasees to the fullest extent permitted by the Constitution. Currently, the language of K.S.A. 22-3717 as interpreted by a panel of the Kansas Court of Appeals only authorizes the search of a releasee's person as a condition of their release. *State v. Toliver* (Jan. 29, 2016, Kansas Court of Appeals). While review of that case is being sought by the Attorney General, SB 480 would address the scope of searches without probable cause as a condition of release by specifically including the search of their property.

The search of a releasee's property as a condition of release is constitutionally permissible. *Samson v. California*, 547 U.S. 843. SB 480 would provide clear language that Kansas law permits the search of releasees as a condition of their release to the fullest extent constitutionally permitted.

The department urges favorable consideration of SB 480