

**RULE 32 TIME PERIODS FOR
DISCLOSURE OF
PRESENTENCE REPORT**

F.R. Crim. P. 32, amended effective December 1, 1994, sets forth the time period for disclosure of the presentence report (35 days prior to sentence date), the time frame for communicating objections to the Probation Office (within 14 days after disclosure) and related sentencing procedures as shown below.

Conviction	Presentence Disclosure	Objections	Final PSR Disclosed	Sentence
No period specified in rule (Presentence Report Prepared)	Within 14 days (Objections to Probation Office)	[14 days]*	Not later than 7 days	
		[21 days]*		
	Not less than 35 days			
No period specified in rule				

* The rule does not stipulate a time period between the filing of objections and the production of the final presentence report. Accordingly, this period and the period between objections and the sentence may vary depending on when the presentence report was initially disclosed.

D.Kan. Rule CR32.1 specifies additional information.

1. After the final version of the presentence report has been provided to the parties, but no later than five (5) days prior to the sentencing date, the attorney for the government and/or the attorney for the defendant may file with the court a written statement setting forth their respective positions in regard to the sentencing factors, and facts which have not been resolved, in accordance with Guideline 6A1.2 and 6A1.3 and any amendments of the United States Sentencing Commission Guidelines Manual.
2. The probation officer's recommendation, if any, on the sentence is not disclosed.