

HOUSE BILL No. 2449

By Committee on Judiciary

1-16

1 AN ACT concerning the board of indigents' defense services; relating to
2 appointments to the board; amending K.S.A. 22-4519 and repealing the
3 existing section.
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 22-4519 is hereby amended to read as follows: 22-
7 4519. (a) There is hereby created within the executive branch of state
8 government the state board of indigents' defense services, which shall
9 consist of nine members appointed by the governor, subject to
10 confirmation by the senate as provided in K.S.A. 75-4315b, and
11 amendments thereto. Except as provided by K.S.A. 2019 Supp. 46-2601,
12 *and amendments thereto*, no person appointed to the ~~commission board~~
13 shall exercise any power, duty or function as a member of the commission
14 until confirmed by the senate.

15 (b) The terms of members who are serving on the board on the
16 effective date of this act shall expire on January 15, of the year in which
17 such member's term would have expired under the provisions of this
18 section prior to amendment by this act. Thereafter, all appointments shall
19 be for terms of three years and until their successors are appointed and
20 confirmed.

21 (c) Of the nine members of the board, there shall be:

22 (1) Subject to the provisions of K.S.A. 75-4315c, and amendments
23 thereto, two members from the first congressional district, of whom one
24 shall be a lawyer registered with the Kansas supreme court, and at least
25 one member from each other congressional district in the state;

26 (2) at least one member from each county in the state having a
27 population in excess of ~~100,000~~ 115,000, who shall be a lawyer registered
28 with the Kansas supreme court, but not more than five members from such
29 counties; and

30 (3) ~~five~~ six members who are lawyers registered with the Kansas
31 supreme court and ~~four~~ three members who are not lawyers.

32 (d) No more than five members of the board shall be from the same
33 political party.

34 (e) No member of the board shall be, or shall be employed by, a
35 judicial officer or a law enforcement officer and no member of the board
36 shall be an employee of the board.

1 (f) Any member appointed to fill a vacancy occurring prior to the
2 expiration of the term for which such member's predecessor was appointed
3 shall hold office for the remainder of such term.

4 (g) No member of the board shall serve more than two consecutive
5 three-year terms.

6 Sec. 2. K.S.A. 22-4519 is hereby repealed.

7 Sec. 3. This act shall take effect and be in force from and after its
8 publication in the statute book.