

HOUSE BILL No. 2469

By Committee on Corrections and Juvenile Justice

1-17

1 AN ACT concerning crimes, criminal procedure and punishment; relating
2 to payment of board of indigents' services fees; relating to parole
3 revocation proceedings; amending K.S.A. 22-4529 and repealing the
4 existing section.
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6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 22-4529 is hereby amended to read as follows: 22-
8 4529. Any defendant entitled to counsel pursuant to K.S.A. 22-4503 ^{or} **an**
9 ~~subsection (b) of 22-3716~~, and amendments thereto, shall pay an ~~a~~
10 ~~separate~~ application fee in the amount of \$50 for the period commencing
11 ~~on the effective date of this act and ending on June 30, 2004, and the~~
12 ~~amount of \$100 on or after July 1, 2004, to the clerk of the district court. If~~
13 ~~it appears to the satisfaction of the court that payment of the application~~
14 ~~fee will impose manifest hardship on the defendant, the court may waive~~
15 ~~payment of all or part of the application fee. All moneys received pursuant~~
16 ~~to this section shall be remitted to the state treasurer in accordance with the~~
17 ~~provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of~~
18 ~~each such remittance, the state treasurer shall deposit the entire amount in~~
19 ~~the state treasury to the credit of the indigents' defense services fund. If the~~
20 ~~defendant is acquitted or the case is dismissed, any application fee paid~~
21 ~~pursuant to this section shall be remitted to the defendant.~~

22 Sec. 2. K.S.A. 22-4529 is hereby repealed.

23 Sec. 3. This act shall take effect and be in force from and after its
24 publication in the statute book.
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Any defendant entitled to counsel in a proceeding for a violation of a condition of release pursuant to K.S.A. 22-3716, and amendments thereto, shall pay an application fee of \$100 to the clerk of the district court. Such fee shall be paid regardless of whether the defendant has paid application fees pursuant to this section in any other proceeding.