

1 [As Amended by Senate Committee of the Whole]

2  
3 As Amended by House Committee

4 *Session of 2001*

5  
6 **HOUSE BILL No. 2174**

7  
8 By Committee on Judiciary

9  
10 1-25

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12 AN ACT concerning district courts; relating to the clerks; amending [re-  
13 pealing] K.S.A. 2000 Supp. 20-343 and 20-345 and repealing the ex-  
14 isting sections.

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

17 Section 1. K.S.A. 2000 Supp. 20-343 is hereby amended to read as  
18 follows: 20-343. The chief judge, with the approval of a majority of the  
19 other district judges of the judicial district, **with the approval of a**  
20 **majority of the district judges of the judicial district,** shall appoint a  
21 clerk of the district court in each county within such district. The chief  
22 judge, with the approval of a majority of the other district judges of the  
23 judicial district, **with the approval of a majority of the district judges**  
24 **of the judicial district,** shall designate one of such clerks as the chief  
25 clerk of the district court of such judicial district, except that a chief clerk  
26 is not required to be designated in a judicial district which is authorized  
27 to have a court administrator pursuant to the personnel plan of the su-  
28 preme court. The clerks of the district court and deputies, assistants and  
29 other clerical personnel shall have such qualifications as are prescribed  
30 for the offices by statute, rule of the district court and rule of the supreme  
31 court. Such clerks, deputies, assistants and other personnel shall have  
32 such powers, duties and functions as are prescribed by law, prescribed  
33 by rules of the supreme court or assigned by the chief judge.

34 —Sec. 2. K.S.A. 2000 Supp. 20-345 is hereby amended to read as fol-  
35 lows: 20-345. Within staffing limits prescribed by the supreme court and  
36 appropriations therefor, the chief judge of each judicial district, with the  
37 approval of a majority of the other district judges of such judicial district,  
38 **with the approval of a majority of the district judges of such judicial**  
39 **district,** shall appoint such bailiffs, court reporters, secretaries, court  
40 services officers and other clerical and nonjudicial personnel as necessary  
41 to perform the judicial and administrative functions of the district court.  
42 Persons appointed pursuant to this section shall have qualifications pre-  
43 scribed by law or rule of the supreme court. Except as otherwise provided

1 ~~by law, such persons shall receive compensation prescribed by the judicial~~  
2 ~~personnel classification system. Such persons shall perform the duties and~~  
3 ~~functions prescribed by law, designated in the personnel classification~~  
4 ~~system or assigned by the chief judge, subject to rule of the supreme~~  
5 ~~court. Personnel whose salary is payable by counties shall receive com-~~  
6 ~~pen- sation in the amounts provided in the district court budget approved~~  
7 ~~by the board of county commissioners. Whenever any person is employed~~  
8 ~~or assigned to work under direct supervision of any judge or in a division~~  
9 ~~of court in which a judge presides, the employment or assignment of the~~  
10 ~~person shall be subject to the approval of that judge.~~

11 ~~—Sec. 3.— K.S.A. 2000 Supp. 20 343 and 20 345 are hereby repealed.~~

12 Sec. 4 [1.] This act shall take effect and be in force from and after  
13 its publication in the Kansas register.

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