

HOUSE BILL No. 2763

AN ACT concerning courts; relating to courtrooms and supplies; amending K.S.A. 20-348 and K.S.A. 2001 Supp. 20-349 and repealing the existing sections; also repealing K.S.A. 20-613a and 20-713.

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

Section 1. K.S.A. 20-348 is hereby amended to read as follows: 20-348. Except for expenses required by law to be paid by the state, ~~from and after January 10, 1977,~~ the board of county commissioners of each county *have an obligation to adequately fund the operation of the district court in the county and* shall be responsible for all expenses incurred for the operation of the district court in the county.

Sec. 2. K.S.A. 2001 Supp. 20-349 is hereby amended to read as follows: 20-349. The chief judge in each judicial district shall be responsible for the preparation of the budget to be submitted to the board of county commissioners of each county. The board of county commissioners shall then have final authority to determine and approve the budget for district court operations payable by their county. The judicial administrator of the courts shall prescribe the form upon which such budgets shall be submitted. The budget shall include all expenditures payable by the county for operations of the district court in such county. A separate budget shall be prepared for each county within the district and the judges of the district court shall approve the budget for the county in which such judges are regularly assigned prior to submission of such budget to the board of county commissioners. The compensation to be paid to district court personnel excluded from the judicial personnel classification system pursuant to subsection (b) of K.S.A. 20-162, and amendments thereto, shall be listed in the budget as a separate item for each job position. After the amount of such district court budget is established, the expenditures under such budget, other than expenditures for job positions contained in the budget, shall be under the control and supervision of the chief judge, subject to supreme court rules relating thereto, and the board of county commissioners shall approve all claims submitted by the chief judge within the limits of such district court budget. ~~No board of county commissioners shall decrease such budget for district court operations to a level below the amount of the 1978 calendar year budget approved by the board of county commissioners less the amount of compensation and fringe benefits provided in such budget for judges and other personnel positions which are assumed by the state pursuant to this act.~~ The financial affairs of the district court in each county including, but not limited to, nonexpendable trust funds, law library funds and court trustee operations shall be subject to audit pursuant to the provisions of K.S.A. 75-1122, and amendments thereto, as part of the annual county audit. Reports of fiscal or managerial discrepancies or noncompliance with applicable law shall be made to the judicial administrator of the courts as well as the board of county commissioners.

Sec. 3. K.S.A. 20-348, 20-613a and 20-713 and K.S.A. 2001 Supp. 20-349 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the statute book.

I hereby certify that the above BILL originated in the HOUSE, and passed that body

Speaker of the House.

Chief Clerk of the House.

Passed the SENATE _____

President of the Senate.

Secretary of the Senate.

APPROVED _____

Governor.