

SENATE BILL No. 412

By Committee on Judiciary

1-23

AN ACT concerning crimes, criminal procedure and punishment; relating to aid to indigent defendants; application fee; amending K.S.A. 2001 Supp. 22-4529 and repealing the existing section.

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

Section 1. K.S.A. 2001 Supp. 22-4529 is hereby amended to read as follows: 22-4529. ~~The court may impose an administrative fee in the amount of \$35 against~~ Any defendant entitled to counsel pursuant to K.S.A. 22-4503, and amendments thereto *shall pay an application fee in the amount of \$50 to the clerk of the district court.* If it appears to the satisfaction of the court that payment of the ~~administrative application~~ fee will impose manifest hardship on the defendant, the court may waive payment of all or part of the ~~administrative application~~ fee. All moneys received pursuant to this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the indigents' defense services fund. If the defendant is acquitted or the case is dismissed, any ~~administrative application~~ fee paid pursuant to this section shall be remitted to the defendant. ~~The provisions of this section shall take effect on and after July 1, 1997.~~

Sec. 2. K.S.A. 2001 Supp. 22-4529 is hereby repealed.

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