

SENATE BILL No. 17

AN ACT concerning district courts; relating to clerks and nonjudicial personnel; amending K.S.A. 2002 Supp. 20-343 and 20-345 and repealing the existing sections.

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

Section 1. K.S.A. 2002 Supp. 20-343 is hereby amended to read as follows: 20-343. The chief judge, ~~with the approval of a majority of the other district judges of the~~ *each* judicial district, shall appoint a clerk of the district court in each county within such *judicial* district. The chief judge, ~~with the approval of a majority of the other district judges of the judicial district,~~ shall designate one of such clerks as the chief clerk of the district court of such judicial district, except that a chief clerk is not required to be designated in a judicial district which is authorized to have a court administrator pursuant to the personnel plan of the supreme court. The clerks of the district court and deputies, assistants and other clerical personnel shall have such qualifications as are prescribed for the offices by statute, rule of the district court and rule of the supreme court. Such clerks, deputies, assistants and other personnel shall have such powers, duties and functions as are prescribed by law, prescribed by rules of the supreme court or assigned by the chief judge.

Sec. 2. K.S.A. 2002 Supp. 20-345 is hereby amended to read as follows: 20-345. Within staffing limits prescribed by the supreme court and appropriations therefor, the chief judge of each judicial district, ~~with the approval of a majority of the other district judges of such judicial district,~~ shall appoint such bailiffs, court reporters, secretaries, court services officers and other clerical and nonjudicial personnel as necessary to perform the judicial and administrative functions of the district court. Persons appointed pursuant to this section shall have qualifications prescribed by law or rule of the supreme court. Except as otherwise provided by law, such persons shall receive compensation prescribed by the judicial personnel classification system. Such persons shall perform the duties and functions prescribed by law, designated in the personnel classification system or assigned by the chief judge, subject to rule of the supreme court. Personnel whose salary is payable by counties shall receive compensation in the amounts provided in the district court budget approved by the board of county commissioners. Whenever any person is employed or assigned to work under direct supervision of any judge or in a division of court in which a judge presides, the employment or assignment of the person shall be subject to the approval of that judge.

Sec. 3. K.S.A. 2002 Supp. 20-343 and 20-345 are hereby repealed.

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

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

President of the Senate.

Secretary of the Senate.

Passed the HOUSE _____

Speaker of the House.

Chief Clerk of the House.

APPROVED _____

Governor.