

SESSION OF 2002

SUPPLEMENTAL NOTE ON SENATE BILL NO. 412

As Recommended by Senate Committee on
Judiciary

Brief*

SB 412 would increase the administrative fee for the Board of Indigents' Defense Services (BIDS) from \$35 to \$50 and provide the fee be assessed at the time an indigent defendant applies for representation through BIDS instead of at the end of the case as court costs. Provisions which would allow a judge to waive the application fee if the court determines that the defendant would experience manifest hardship as a result of payment are retained.

Background

The bill was supported by a representative of BIDS who said 28 states have legislation requiring payment of an application fee. Current law provides for a \$35 administrative fee to be assessed at the end of the case as part of court costs, but this is often not collected. States report payment of the fee improves attorney-client relationships.

The fiscal note reports BIDS estimates between \$70,000 and \$200,000 in added revenue each year.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.accesskansas.org/legislature/>