

SESSION OF 2004

**SUPPLEMENTAL NOTE ON SENATE
SUBSTITUTE FOR HOUSE BILL NO. 2352**

As Amended by Senate Committee on
Judiciary

Brief*

Senate Sub. for HB 2352 amends the Code of Procedure for Municipal Courts to expand the powers of a municipal judge to hold a person in contempt and to clarify an appeal of a contempt finding is to be tried by the district court. Language stating contempt must be committed in court or be for failure to obey process issued by a municipal judge is deleted.

The bill also amends the Code of Procedure for Municipal Courts dealing with pretrial procedures to clarify the procedure for the city attorney to cause a notice to appear to be issued or an arrest warrant if a municipal judge finds probable cause exists. Procedures regarding holding a person after arrest and bond setting are also clarified.

The Senate Committee deleted provisions of the original HB 2352 and inserted provisions of SB 321 (contempt powers) and SB 354 (arrest warrant proceedings).

Background

HB 2352 as introduced would have required the Secretary of Administration to implement and enforce a program to address issues of sexual harassment and discrimination.

SB 321 and SB 354 were supported by the Kansas Judicial Council's Municipal Court Procedure Manual Advisory Committee.

The bill has no fiscal impact on the state.

*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.kslegislature.org>

