

SESSION OF 2006

**SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2616**

As Amended by Senate Committee on  
Judiciary

**Brief\***

HB 2616 would change current criminal procedure law regarding a court preliminary examination. The bill would allow the state to request a preliminary examination before a magistrate when a felony is charged, unless the charge was issued as a result of a grand jury indictment. Current law only gives the right to a preliminary examination to an individual person, but not the state.

**Background**

James Puntch, a Sedgwick County District Attorney appeared in support of the bill.

The Senate Committee made a clarifying amendment.

The fiscal note indicates that although HB 2616 could increase costs if additional preliminary examinations are requested by the state, the number of such examinations cannot be estimated.

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\*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>