

SENATE BILL No. 44

By Committee on Judiciary

1-21

1 AN ACT concerning courts; relating to docket fees; electronic filing and
2 management fund and judicial branch docket fee fund; amending
3 K.S.A. 2014 Supp. 20-1a16 and 20-362 and repealing the existing
4 sections.
5

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

7 Section 1. K.S.A. 2014 Supp. 20-1a16 is hereby amended to read as
8 follows: 20-1a16. There is hereby created in the state treasury the
9 electronic filing and management fund. All expenditures from the
10 electronic filing and management fund shall be for purposes of creating,
11 implementing and managing an electronic filing and centralized case
12 management system for the state court system and shall be made in
13 accordance with appropriation acts upon warrants of the director of
14 accounts and reports issued pursuant to vouchers approved by the chief
15 justice of the supreme court or by a person designated by the chief justice.
16 *On and after the effective date of this act and during the fiscal year ending*
17 *June 30, 2015, the chief justice of the supreme court may transfer any*
18 *amount of the electronic filing and management fund to the judicial*
19 *branch docket fee fund. The chief justice shall certify each such transfer to*
20 *the director of accounts and reports and shall transmit a copy of each*
21 *such certification to the director of legislative research.*

22 Sec. 2. K.S.A. 2014 Supp. 20-362 is hereby amended to read as
23 follows: 20-362. The clerk of the district court shall remit all revenues
24 received from docket fees as follows:

25 (a) At least monthly to the county treasurer, for deposit in the county
26 treasury and credit to the county general fund:

27 (1) A sum equal to \$10 for each docket fee paid pursuant to K.S.A.
28 60-2001 and 60-3005, and amendments thereto, during the preceding
29 calendar month;

30 (2) a sum equal to \$10 for each \$46 or \$76 docket fee paid pursuant
31 to K.S.A. 61-4001, or K.S.A. 61-2704 or 61-2709, and amendments
32 thereto; and

33 (3) a sum equal to \$5 for each \$26 docket fee paid pursuant to K.S.A.
34 61-4001 or K.S.A. 61-2704, and amendments thereto, during the preceding
35 calendar month.

36 (b) At least monthly to the board of trustees of the county law library

1 fund, for deposit in the fund, a sum equal to the library fees paid during the
2 preceding calendar month for cases filed in the county.

3 (c) At least monthly to the county treasurer, for deposit in the county
4 treasury and credit to the prosecuting attorneys' training fund, a sum equal
5 to \$2 for each docket fee paid pursuant to K.S.A. 28-172a, and
6 amendments thereto, during the preceding calendar month for cases filed
7 in the county and a sum equal to \$1 for each fee paid pursuant to
8 ~~subsection (e) of K.S.A. 28-170(c)~~, and amendments thereto, during the
9 preceding calendar month for cases filed in the county.

10 (d) To the state treasurer, in accordance with the provisions of K.S.A.
11 75-4215, and amendments thereto, for deposit in the state treasury and
12 credit to the law enforcement training center fund a sum equal to \$15 for
13 each docket fee paid pursuant to K.S.A. 28-172a, and amendments thereto,
14 during the preceding calendar month.

15 (e) To the state treasurer, in accordance with the provisions of K.S.A.
16 75-4215, and amendments thereto, for deposit in the state treasury a sum
17 equal to the balance which remains from all docket fees paid during the
18 preceding calendar month after deduction of the amounts specified in
19 subsections (a), (b), (c) and (d). Of the balance remitted to the state
20 treasury pursuant to this subsection, the state treasurer shall credit 0.99%
21 to the judicial council fund. During the fiscal years ending June 30, 2015,
22 June 30, 2016, ~~and~~ June 30, 2017, *and June 30, 2018*, of the remainder, the
23 state treasurer shall deposit and credit the first \$3,100,000 to the electronic
24 filing and management fund created in K.S.A. 2014 Supp. 20-1a16, and
25 amendments thereto. During the fiscal year ending June 30, ~~2018~~ 2019,
26 and each fiscal year thereafter, of the remainder, the state treasurer shall
27 deposit and credit the first \$1,000,000 to the electronic filing and
28 management fund. Of the balance which remains after deduction of the
29 amounts specified in this subsection, the state treasurer shall deposit and
30 credit the remainder to the judicial branch docket fee fund.

31 Sec. 3. K.S.A. 2014 Supp. 20-1a16 and 20-362 are hereby repealed.

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