

SESSION OF 2020

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 319**

As Amended by Senate Committee on Judiciary

**Brief\***

SB 319, as amended, would amend law related to sureties in the Code of Criminal Procedure to state any person who is released on an appearance bond may be arrested and delivered to a custodial officer of the court by a surety or surety's designee in the county in which the complaint subject to the bond was filed. Under current law, sureties seeking discharge of an appearance bond may do so in any county in which the person is charged.

**Background**

The bill was introduced by the Senate Committee on Judiciary at the request of the Kansas Sheriffs Association. In the Senate Committee hearing, a representative of that association and a representative of the Kansas Bail Agents Association testified in support of the bill, stating the change is desired to address the problem of some sureties failing to transport offenders between counties when re-arrested and leaving sheriffs responsible for transport to the appropriate county. Both proponents requested a clarifying amendment to ensure the offender would be transported to the county having jurisdiction over the offender's prosecution. No other testimony was provided.

The Senate Committee adopted the clarifying amendment requested by the proponents.

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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>

According to the fiscal note prepared by the Division of the Budget on the bill as introduced, the Office of Judicial Administration indicates enactment of the bill would not have a fiscal effect on the Judicial Branch's operations, and the Kansas Association of Counties indicates enactment of the bill would have a negligible effect on Kansas counties.