

HOUSE BILL No. 2879

By Committee on Judiciary

2-10

9 AN ACT concerning law libraries; relating to fee increase authority;
10 amending K.S.A. 2005 Supp. 20-3129 and repealing the existing
11 section.
12

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

14 Section 1. K.S.A. 2005 Supp. 20-3129 is hereby amended to read as
15 follows: 20-3129. (a) Subject to the limitations contained in this section,
16 the clerks of the district courts shall tax a library fee in an amount deter-
17 mined by the trustees of the law library in each county for the benefit
18 and account of the law library in each county. Such library fee shall be
19 not less than \$2 nor more than \$10 in all cases commenced pursuant to
20 chapter 60 of the Kansas Statutes Annotated and in all felony criminal
21 cases and shall be not less than \$.50 nor more than \$7 in all other cases.

22 (b) *The clerks of the district courts shall increase the docket fee in an*
23 *amount determined by the trustees of the law library in each county for*
24 *the benefit and account of the law library in each county. Such additional*
25 *docket fee shall be not more than \$4 in all cases.*

26 (c) The trustee of the law library in each county may increase law
27 library fees *or docket fees* under this ~~subsection~~ section once per calendar
28 year as of July 1. Changed law library fees *or docket fees* shall be effective
29 as of that date and when filed with the clerk of the supreme court. The
30 trustees of the law library in each county shall file with the respective
31 clerks the fees to be charged in that court.

32 ~~(b)~~ (d) The fees provided for by subsection (a) shall be deducted from
33 the docket fee. *The fees provided for by subsection (b) shall be in addition*
34 *to the docket fees established by law.*

35 ~~(c)~~ (e) In criminal cases where the case is dismissed by the state, the
36 county shall be liable for the library fee *and docket fee*. Where appeals
37 from conviction in the municipal court are dismissed for want of prose-
38 cution, or by the defendant, the state or city shall collect the library fee
39 *and docket fee*. Upon failure of the state or city to do so within 90 days
40 after the dismissal, the county from which the appeal is taken shall be
41 liable therefor.

42 Sec. 2. K.S.A. 2005 Supp. 20-3129 is hereby repealed.
43

1 Sec. 3. This act shall take effect and be in force from and after its
2 publication in the statute book.