

SESSION OF 2003

**CONFERENCE COMMITTEE REPORT BRIEF
HOUSE BILL NO. 2121**

As Agreed to April 2, 2003

Brief *

HB 2121 establishes a \$50 application fee upon the bill's publication in the *Kansas Register* and then on July 1, 2004, a \$100 application fee will be assessed when an indigent defendant is released prior to trial whether on bail or under another form of recognizance. The receipts from the fee would be deposited in the Indigents' Defense Services Fund of the Board of Indigents' Defense Services. The new fee would replace the \$35 administrative fee currently assessed at a judge's discretion at the end of the trial.

The bill also amends the Kansas Offender Registration Act to require offenders who intend to enroll in or be employed by institutions of higher education to inform the Kansas Bureau of Investigation of the change or termination of the change. Offenders must be informed of this obligation.

Background

The bill was introduced by the House Judiciary Committee. The Executive Director of the Board of Indigent's Defense Services appeared before the Committee in favor of the bill. There were no opponents presenting testimony to the Committee.

The Senate Committee amended the bill to include the provision that the fee be assessed at the time the indigent defendant is released prior to trial whether on bail or under another form of recognizance. In addition, the Committee's amendment set the fee at \$100 and changed the effective date to publication in the *Kansas Register*.

*Conference committee report briefs are prepared by the Legislative Research Department and do not express legislative intent. No summary is prepared when the report is an agreement to disagree. The conference committee summary report may be accessed on the Internet at <http://www.kslegislature.org/kldr>

The fiscal note prepared by the Division of the Budget on the original bill estimates additional annual revenue of approximately \$117,000 to the Indigents' Defense Services Fund.

The Conference Committee agreed to put the contents of SB 64 into the bill, with adjustments.