

SESSION OF 2008

SUPPLEMENTAL NOTE ON SENATE BILL NO. 423

As Amended by Senate Committee on
Judiciary

Brief*

SB 423, as amended, would amend current law on notice of filing of a foreign judgment. The bill would require the judgment creditor or the judgment creditor's lawyer to mail a notice of filing of the foreign judgment to the judgment debtor. The same notice may be filed with the Clerk of the District Court along with a proof of mailing.

Background

Under current law, it is the responsibility of the Clerk of the District Court to mail the notice of filing of the foreign judgment to the judgment debtor.

The proponent of the bill was Alice Adams, Clerk of the Geary County District Court, on behalf of the Kansas Association of District Court Clerks and Administrators (KADCCA).

There was no testimony in opposition to the bill.

The Senate Committee on Judiciary amended the bill, as requested by KADCCA, to clarify that notice of filing may be mailed to the Clerk of the District Court. Additionally, the provision on the effect of a lack of mailing notice of filing by the Clerk is deleted.

The fiscal note from the Division of Budget states that passage of the bill would have no fiscal effect on the Judiciary.

*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>