

SESSION OF 2010

SUPPLEMENTAL NOTE ON SENATE BILL NO. 373

As Recommended by Senate Committee on
Judiciary

Brief*

SB 373 would amend the law to clarify that all municipal ordinance violations, except for nonmoving traffic violations, require the municipal court to charge a \$19 assessment.

Background

The proponent of the bill as introduced, who presented testimony in the Senate Committee hearing, was Senator Jay Emler, on behalf of the Kansas Judicial Council Municipal Court Advisory Committee. Senator Emler advised the Senate Committee that Attorney General Opinion 97-31 states that municipal ordinances are not laws and therefore, violations of ordinances without a statutory counterpart are not crimes. The bill would delete the reference to a crime to clarify that all municipal ordinance violations, except for nonmoving traffic violations, are subject to the assessment.

There were no opponents of the bill, as introduced, who presented testimony in the Senate Committee hearing.

According to the fiscal note on the bill, as introduced, passage of the bill would have no fiscal effect.

*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>