

**SENATE BILL No. 157**

By Committee on Judiciary

2-3

1 AN ACT concerning criminal procedure; **relating to search and seizure;**  
2 **requiring the statement of facts sufficient to show probable cause**  
3 **justifying a search warrant to be made by a law enforcement**  
4 **officer;** relating to release prior to trial; forfeiture of appearance bonds;  
5 requiring warrants for failure to appear to be given to sureties; allowing  
6 bond forfeiture to be set aside ~~if in certain circumstances if a surety~~  
7 can show *that the* defendant ~~left the country was deported from the~~  
8 *United States*; requiring remission in certain circumstances;  
9 **prohibiting a compensated surety from making a loan for certain**  
10 **portions of the minimum appearance bond premium required;**  
11 amending K.S.A. 22-2502 and 22-2807 and K.S.A. 2024 Supp. 22-  
12 **2809b** and repealing the existing section sections.

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

15 **Section 1. K.S.A. 22-2502 is hereby amended to read as follows:**  
16 **22-2502. (a) A search warrant shall be issued only upon the oral or**  
17 **written statement, including those conveyed or received by electronic**  
18 **communication, of any person a law enforcement officer under oath or**  
19 **affirmation—~~which that~~ states facts sufficient to show probable cause**  
20 **that a crime has been, is being or is about to be committed and which**  
21 **particularly describes a person, place or means of conveyance to be**  
22 **searched and things to be seized. Any statement—~~which that~~ is made**  
23 **orally shall be either taken down by a certified shorthand reporter,**  
24 **sworn to under oath and made part of the application for a search**  
25 **warrant, or recorded before the magistrate from whom the search**  
26 **warrant is requested and sworn to under oath. Any statement orally**  
27 **made shall be reduced to writing as soon thereafter as possible. If the**  
28 **magistrate is satisfied that grounds for the application exist or that**  
29 **there is probable cause to believe that they exist, the magistrate may**  
30 **issue a search warrant for:**

31 **(1) The search or seizure of the following:**

32 **(A) Anything that can be seized under the fourth amendment of**  
33 **the United States constitution;**

34 **(B) anything—~~which that~~ has been used in the commission of a**

1 crime, or any contraband or any property—~~which~~ *that* constitutes or  
2 may be considered a part of the evidence, fruits or instrumentalities of  
3 a crime under the laws of this state, any other state or of the United  
4 States. The term "fruits" as used in this act shall be interpreted to  
5 include any property into which the thing or things unlawfully taken  
6 or possessed may have been converted;

7 (C) any person who has been kidnapped in violation of the laws  
8 of this state or who has been kidnapped in another jurisdiction and is  
9 now concealed within this state;

10 (D) any human fetus or human corpse;

11 (E) any biological material, DNA, cellular material, blood, hair or  
12 fingerprints;

13 (F) any person for whom a valid felony arrest warrant has been  
14 issued in this state or in another jurisdiction; or

15 (G) (i) any information concerning the user of an electronic  
16 communication service; any information concerning the location of  
17 electronic communications systems, including, but not limited to,  
18 towers transmitting cellular signals involved in any wire  
19 communication; and any other information made through an  
20 electronic communications system; or

21 (ii) the jurisdiction granted in this paragraph shall extend to  
22 information held by entities registered to do business in the state of  
23 Kansas, submitting to the jurisdiction thereof, and entities primarily  
24 located outside the state of Kansas if the jurisdiction in which the  
25 entity is primarily located recognizes the authority of the magistrate to  
26 issue the search warrant; or

27 (2) the installation, maintenance and use of a tracking device.

28 (b) (1) The search warrant under subsection (a)(2) shall authorize  
29 the installation and use of the tracking device to track and collect  
30 tracking data relating to a person or property for a specified period of  
31 time, not to exceed 30 days from the date of the installation of the  
32 device.

33 (2) The search warrant under subsection (a)(2) may authorize the  
34 retrieval of the tracking data recorded by the tracking device during  
35 the specified period of time for authorized use of such tracking device  
36 within a reasonable time after the expiration of such warrant, for good  
37 cause shown.

38 (3) The magistrate may, for good cause shown, grant one or more  
39 extensions of a search warrant under subsection (a)(2) for the use of a  
40 tracking device, not to exceed 30 days each.

41 (c) Before ruling on a request for a search warrant, the  
42 magistrate may require the affiant to appear personally and may  
43 examine under oath the affiant and any witnesses that the affiant may

1 produce. Such proceeding shall be taken down by a certified  
2 shorthand reporter or recording equipment and made part of the  
3 application for a search warrant.

4 (d) For a warrant executed prior to July 1, 2014, affidavits or  
5 sworn testimony in support of the probable cause requirement of this  
6 section or search warrants for tracking devices shall not be made  
7 available for examination without a written order of the court, except  
8 that such affidavits or testimony when requested shall be made  
9 available to the defendant or the defendant's counsel for such  
10 disposition as either may desire.

11 (e) (1) For a warrant executed on or after July 1, 2014, affidavits  
12 or sworn testimony in support of the probable cause requirement of  
13 this section or search warrants for tracking devices shall not be open  
14 to the public until the warrant has been executed. After the warrant  
15 has been executed, such affidavits or sworn testimony shall be made  
16 available to:

17 (A) The defendant or the defendant's counsel, when requested,  
18 for such disposition as either may desire; and

19 (B) any person, when requested, in accordance with the  
20 requirements of this subsection.

21 (2) Any person may request that affidavits or sworn testimony be  
22 disclosed by filing such request with the clerk of the court. The clerk  
23 of the court shall promptly notify the defendant or the defendant's  
24 counsel, the prosecutor and the magistrate that such request was filed.  
25 The prosecutor shall promptly notify any victim.

26 (3) Within five business days after receiving notice of a request  
27 for disclosure from the clerk of the court, the defendant or the  
28 defendant's counsel and the prosecutor may submit to the magistrate,  
29 under seal, either:

30 (A) Proposed redactions, if any, to the affidavits or sworn  
31 testimony and the reasons supporting such proposed redactions; or

32 (B) a motion to seal the affidavits or sworn testimony and the  
33 reasons supporting such proposed seal.

34 (4) The magistrate shall review the requested affidavits or sworn  
35 testimony and any proposed redactions or motion to seal submitted by  
36 the defendant, the defendant's counsel or the prosecutor. The  
37 magistrate shall make appropriate redactions, or seal the affidavits or  
38 sworn testimony, as necessary to prevent public disclosure of  
39 information that would:

40 (A) Jeopardize the physical, mental or emotional safety or well-  
41 being of a victim, witness, confidential source or undercover agent, or  
42 cause the destruction of evidence;

43 (B) reveal information obtained from a court-ordered wiretap or

1 from a search warrant for a tracking device that has not expired;

2 (C) interfere with any prospective law enforcement action,  
3 criminal investigation or prosecution;

4 (D) reveal the identity of any confidential source or undercover  
5 agent;

6 (E) reveal confidential investigative techniques or procedures not  
7 known to the general public;

8 (F) endanger the life or physical safety of any person;

9 (G) reveal the name, address, telephone number or any other  
10 information which specifically and individually identifies the victim of  
11 any sexual offense described in article 35 of chapter 21 of the Kansas  
12 Statutes Annotated, prior to their repeal, or article 55 of chapter 21 of  
13 the Kansas Statutes Annotated or K.S.A. 21-6419 through 21-6422,  
14 and amendments thereto;

15 (H) reveal the name of any minor;

16 (I) reveal any date of birth, personal or business telephone  
17 number, driver's license number, nondriver's identification number,  
18 social security number, employee identification number, taxpayer  
19 identification number, vehicle identification number or financial  
20 account information; or

21 (J) constitute a clearly unwarranted invasion of personal privacy.  
22 As used in this subparagraph, "clearly unwarranted invasion of  
23 personal privacy" means revealing information that would be highly  
24 offensive to a reasonable person and is totally unrelated to the alleged  
25 crime that resulted in the issuance of the search warrant, including  
26 information totally unrelated to the alleged crime that may pose a risk  
27 to a person or property and is not of legitimate concern to the public.  
28 The provisions of this subparagraph shall only be used to redact and  
29 shall not be used to seal affidavits or sworn testimony.

30 (5) Within five business days after receiving proposed redactions  
31 or a motion to seal from the defendant, the defendant's counsel or the  
32 prosecutor, or within 10 business days after receiving notice of a  
33 request for disclosure, whichever is earlier, the magistrate shall either:

34 (A) Order disclosure of the affidavits or sworn testimony with  
35 appropriate redactions, if any; or

36 (B) order the affidavits or sworn testimony sealed and not subject  
37 to public disclosure.

38 (6) (A) If the magistrate orders disclosure of the affidavits or  
39 sworn testimony with appropriate redactions, if any, to any person in  
40 accordance with the requirements of this subsection, then such  
41 affidavits or sworn testimony shall become part of the court record  
42 and shall be accessible to the public.

43 (B) If the magistrate orders the affidavits or sworn testimony

1 sealed and not subject to public disclosure in accordance with the  
2 requirements of this subsection, then such affidavits or sworn  
3 testimony shall become part of the court record that is not accessible  
4 to the public.

5 (C) Any request for disclosure of affidavits or sworn testimony in  
6 accordance with the requirements of this subsection shall become part  
7 of the court record and shall be accessible to the public, regardless of  
8 whether the magistrate orders disclosure with appropriate redactions,  
9 if any, or sealing of the requested affidavit or sworn testimony.

10 (f) As used in this section:

11 (1) "Electronic communication" means the use of electronic  
12 equipment to send or transfer a copy of an original document;

13 (2) "electronic communication service" and "electronic  
14 communication system" have the meaning as defined in K.S.A. 22-  
15 2514, and amendments thereto;

16 (3) "tracking data" means information gathered or recorded by a  
17 tracking device;

18 (4) "tracking device" means an electronic or mechanical device  
19 that permits a person to remotely determine or track the position or  
20 movement of a person or object. "Tracking device" includes, but is  
21 not limited to, a device that stores geographic data for subsequent  
22 access or analysis and a device that allows for the real-time monitoring  
23 of movement; and

24 (5) "victim" shall include any victim of an alleged crime that  
25 resulted in the issuance of the search warrant, or, if the victim is  
26 deceased, the victim's family, as defined in K.S.A. 74-7335, and  
27 amendments thereto.

28 (g) Nothing in this section shall be construed as requiring a  
29 search warrant for cellular location information in an emergency  
30 situation pursuant to K.S.A. 22-4615, and amendments thereto.

31 ~~Section 1.~~ Sec. 2. K.S.A. 22-2807 is hereby amended to read as  
32 follows: 22-2807. (a) If a defendant fails to appear as directed by the court  
33 and guaranteed by an appearance bond, the court in which the bond is  
34 deposited shall declare a forfeiture of the bail and issue a warrant for the  
35 defendant's arrest. If the defendant is charged with a felony offense, the  
36 sheriff shall enter such warrant into the national crime information center's  
37 index **within 14 days of issuance of the warrant and, upon request, the**  
38 ***court shall make a copy of the warrant available to a compensated surety***  
39 ***who deposited the bond on behalf of the defendant***~~within 14 days of~~  
40 ~~issuance of the warrant. If such warrant is not entered into such index, the~~  
41 ~~sheriff shall notify the court thereof.~~

42 (b) An appearance bond may only be forfeited by the court upon a  
43 failure to appear. If a defendant violates any other condition of bond, the

1 bond may be revoked and the defendant remanded to custody. An  
2 appearance bond is revoked by the execution of a warrant for a defendant's  
3 arrest for a violation of a bond condition. The magistrate shall promptly set  
4 a new bond pursuant to requirements of K.S.A. 22-2802, and amendments  
5 thereto.

6 (c) (1) The court may direct that a forfeiture be set aside, upon such  
7 conditions as the court may impose, if it appears that justice does not  
8 require the enforcement of the forfeiture.

9 (2) The court shall direct that a forfeiture be set aside, ~~upon such~~  
10 ~~conditions as the court may impose, if:~~

11 (A) The surety can prove that the defendant ~~has left the country~~ **been**  
12 **deported from the United States or** is incarcerated somewhere within the  
13 United States prior to judgment of default by providing to the court a  
14 written statement, signed by the surety under penalty of perjury, setting  
15 forth ~~details of the facts substantiating such incarceration~~ **claim**  
16 **incarceration;**

17 (B) the warrant required to be issued by subsection (a) was not issued  
18 within 14 days of the forfeiture;

19 (C) a warrant that is required to be entered into the national crime  
20 information center's index ~~or provided to a compensated surety~~ pursuant to  
21 subsection (a) was not entered ~~or provided~~ within 14 days of issuance **or**  
22 **provided by the court to the surety upon request pursuant to**  
23 **subsection (a),** unless there is good cause shown for the failure to enter  
24 such warrant into the index ~~or provide such warrant to the compensated~~  
25 ~~surety; or~~

26 (D) ~~the defendant has been arrested outside of this state and the~~  
27 ~~prosecuting attorney has declined to proceed with extradition; or~~

28 (E) **the defendant was not held subject to an immigration**  
29 **detainer when the bond was posted and the surety can prove that the**  
30 **defendant has been deported from the United States prior to judgment**  
31 **of default by providing to the court a written statement, signed by the**  
32 **surety under penalty of perjury, setting forth the facts substantiating**  
33 **the deportation.**

34 (3) Upon the defendant's return, the surety may be ordered to pay the  
35 costs of such return.

36 (d) When a forfeiture has not been set aside, the court shall on motion  
37 enter a judgment of default and execution may issue thereon. If the  
38 forfeiture has been decreed by a district magistrate judge and the amount  
39 of the bond exceeds the limits of the civil jurisdiction prescribed by law  
40 for a district magistrate judge, the judge shall notify the chief judge in  
41 writing of the forfeiture and the matter shall be assigned to a district judge  
42 who, on motion, shall enter a judgment of default. By entering into a bond  
43 the obligors submit to the jurisdiction of any court having power to enter

1 judgment upon default and irrevocably appoint the clerk of that court as  
2 their agent upon whom any papers affecting their liability may be served.  
3 Their liability may be enforced on motion without the necessity of an  
4 independent action. The motion and notice thereof may be served on the  
5 clerk of the court, who shall ~~forthwith~~ promptly mail copies to the obligors  
6 to their last known addresses. No judgment may be entered against the  
7 obligor in an appearance bond until more than 60 days after notice is  
8 served as provided ~~herein in this section~~. No judgment may be entered  
9 against the obligor in an appearance bond more than two years after a  
10 defendant's failure to appear.

11 (e) After entry of judgment pursuant to subsection (d), the court:

12 (1) May remit such judgment in whole or in part under the conditions  
13 applying to the setting aside of forfeiture in subsection (c); and

14 (2) shall remit ~~95%~~ a portion of the amount of the appearance bond  
15 to the obligor if the defendant is returned to custody within ~~180~~ the  
16 following number of days after judgment is entered, as follows:

17 (A) 90% if the defendant is returned to custody within 90 days;

18 (B) 75% if the defendant is returned to custody within 91 to 180  
19 days;

20 (C) 50% if the defendant is returned to custody within 181 to 270  
21 days.

22 Sec. 3. K.S.A. 2024 Supp. 22-2809b is hereby amended to read as  
23 follows: 22-2809b. (a) As used in this section:

24 (1) "Compensated surety" means any person who or entity that is  
25 organized under the laws of the state of Kansas that, as surety, issues  
26 appearance bonds for compensation, posts bail for four or more  
27 persons in a calendar year, is responsible for any forfeiture and is  
28 liable for appearance bonds written by such person's or entity's  
29 authorized agents. A "compensated surety" is either an insurance  
30 agent surety, a property surety or a bail agent.

31 (2) "Insurance agent surety" means a compensated surety  
32 licensed by the insurance commissioner to issue surety bonds or  
33 appearance bonds in this state and who represents an authorized  
34 insurance company. An "insurance agent surety" may have other  
35 insurance agent sureties working with or for such surety.

36 (3) "Property surety" means a compensated surety who secures  
37 appearance bonds by property pledged as security. A "property  
38 surety" may be a person or entity and may authorize bail agents to act  
39 on behalf of the "property surety" in writing appearance bonds.

40 (4) "Bail agent" means a person authorized by a compensated  
41 surety to execute surety bail bonds on such surety's behalf.

42 (5) "Appearance bond premium" means the fee charged by a  
43 compensated surety for posting an appearance bond.

1       **(b) Every compensated surety shall submit an application to the**  
2 **chief judge of the judicial district, or the chief judge's designee, in**  
3 **each judicial district where such surety seeks to act as a surety. A**  
4 **compensated surety shall not act as a surety in such judicial district**  
5 **prior to approval of such application.**

6       **(1) The application shall include, but is not limited to, the**  
7 **following information for each insurance agent surety, property surety**  
8 **or bail agent:**

9       **(A) A copy of the applicant's Kansas driver's license or**  
10 **nondriver's identification card;**

11       **(B) a statement, made under penalty of perjury, that the**  
12 **applicant is a resident of this state and is not prohibited by K.S.A. 22-**  
13 **2809a(c), and amendments thereto, from acting as a surety; and**

14       **(C) a certificate of continuing education compliance in**  
15 **accordance with subsection (g).**

16       **(2) The application for each insurance agent surety also shall**  
17 **include:**

18       **(A) A copy of the qualifying power of attorney certificates issued**  
19 **to such surety by any insurance company;**

20       **(B) a current and valid certificate of license from the insurance**  
21 **department; and**

22       **(C) a current and valid certificate of authority from the insurance**  
23 **department.**

24       **(3) The application for each property surety also shall include:**

25       **(A) A list of all bail agents authorized by such property surety to**  
26 **write appearance bonds on such property surety's behalf and all**  
27 **documentation from such bail agents demonstrating compliance with**  
28 **subsection (b)(1); and**

29       **(B) an affidavit describing the property by which such property**  
30 **surety proposes to justify its obligations and the encumbrances**  
31 **thereon, and all such surety's other liabilities. The description shall**  
32 **include a valuation of the property described therein. If the valuation**  
33 **is not readily evident, an appraisal of the property may be required**  
34 **and, if required, shall be incorporated into the affidavit.**

35       **(4) The chief judge of the judicial district may require, as a**  
36 **qualification for initial or continued authorization in the judicial**  
37 **district, a compensated surety to submit to a state and national**  
38 **criminal history record check. The fingerprints shall be used to**  
39 **identify the individual and to determine whether the individual has a**  
40 **record of criminal history in this state or any other jurisdiction. The**  
41 **chief judge or the chief judge's designee is authorized to submit the**  
42 **fingerprints to the Kansas bureau of investigation and the federal**  
43 **bureau of investigation for a state and national criminal history**

1 record check. The chief judge or the chief judge's designee may use  
2 the information obtained from fingerprinting and the criminal history  
3 record check for purposes of verifying the identification of the  
4 individual and for making an official determination of the  
5 qualifications for authorization in the judicial district. Disclosure or  
6 use of any information received by the chief judge or the chief judge's  
7 designee for any purpose other than the purposes provided for in this  
8 paragraph shall be a class A nonperson misdemeanor. The Kansas  
9 bureau of investigation may charge a reasonable fee for conducting a  
10 criminal history record check, and the individual seeking initial or  
11 continued authorization under this section shall pay the costs of  
12 fingerprinting and the state and national criminal history record  
13 check.

14 (c) A property surety authorized to act as a surety in a judicial  
15 district pursuant to subsection (b) shall be allowed outstanding  
16 appearance bonds in the state of Kansas not to exceed an aggregate  
17 amount that is 15 times the valuation of the property described in  
18 subsection (b)(3). Such property surety shall not write any single  
19 appearance bond that exceeds 35% of the total valuation of the  
20 property described in subsection (b)(3).

21 (d) (1) A compensated surety shall:

22 (A) Charge a minimum appearance bond premium of 10% of the  
23 face amount of the appearance bond;

24 (B) only post a bond after the compensated surety has received at  
25 least  $\frac{1}{2}$  of the required minimum appearance bond premium in one of  
26 the following forms:

27 (i) Currency of the United States paid to the compensated surety  
28 prior to the execution of an appearance bond;

29 (ii) a check delivered to a compensated surety that shall be  
30 properly payable when delivered and promptly deposited in the  
31 compensated surety's bank account;

32 (iii) a credit or debit card transaction if the compensated surety  
33 obtains authorization from the card issuer for the amount due and an  
34 approval number from the card issuer; or

35 (iv) a bank or wire transfer or other electronic funds transfer  
36 including, but not limited to, peer-to-peer transfer, if such transfer  
37 occurs prior to the execution of the appearance bond; and

38 (C) be physically present when the bond is posted and sign the  
39 bond at the jail.

40 (2) A compensated surety shall enter into a premium financing  
41 agreement for any unpaid minimum appearance bond premium  
42 amount. *A compensated surety shall not provide a loan for the portion of*  
43 *the minimum appearance bond premium required by subsection (d)(1)(B).*

1 *A compensated surety shall not be an owner, in whole or in part, or in any*  
2 *way affiliated with any financial institution making loans for the portion of*  
3 *the minimum appearance bond premium required by subsection (d)(1)(B).*

4 **(e) (1) Each judicial district may, by local rule, require additional**  
5 **information from any compensated surety and establish what**  
6 **property is acceptable for bonding purposes under subsection (b)(3).**

7 **(2) A judicial district shall not require any compensated surety to**  
8 **apply for authorization in such judicial district more than once per**  
9 **year, but may require additional reporting from any compensated**  
10 **surety in its discretion. If the judicial district does not require an**  
11 **annual application, each compensated surety or bail agent shall**  
12 **provide a certificate of continuing education compliance in accordance**  
13 **with subsection (g) to the judicial district each year.**

14 **(3) A judicial district shall not decline authorization for a**  
15 **compensated surety solely on the basis of type of compensated surety.**

16 **(f) (1) Nothing in this section shall be construed to require the**  
17 **chief judge of the judicial district, or the chief judge's designee, to**  
18 **authorize any compensated surety to act as a surety in such judicial**  
19 **district if the judge or designee finds, in such person's discretion, that**  
20 **such authorization is not warranted.**

21 **(2) (A) If such authorization is granted, the chief judge of the**  
22 **judicial district, or the chief judge's designee, may terminate or**  
23 **suspend the authorization at any time. Reasons for terminating or**  
24 **suspending such authorization include, but are not limited to:**

25 **(i) Filing false statements with the court;**

26 **(ii) failing to charge the minimum appearance bond premium as**  
27 **required by this section;**

28 **(iii) paying a fee or rebate or giving or promising anything of**  
29 **value to a jailer, law enforcement officer, any person who has the**  
30 **power to arrest or hold a person in custody or any public official or**  
31 **employee in order to secure a settlement, compromise, remission or**  
32 **reduction of the amount of any appearance bond, forfeiture or**  
33 **estreatment, or to secure or delay an appearance bond;**

34 **(iv) paying a fee or rebate or giving or promising anything of**  
35 **value, other than reward payments for information relating to the**  
36 **apprehension of fugitives, to an inmate in exchange for a business**  
37 **referral;**

38 **(v) requiring or accepting anything of value from a principal**  
39 **other than the appearance bond premium, except that the**  
40 **compensated surety may accept collateral security or other indemnity**  
41 **to secure the face amount of the bond;**

42 **(vi) intentionally failing to promptly return collateral security to**  
43 **the principal when the principal is entitled to return of such security;**

1 (vii) knowingly employing or otherwise compensating for any  
2 appearance bond related work, any person who has been convicted of  
3 a felony unless such conviction has been expunged, other than reward  
4 payments for information relating to the apprehension of fugitives; or  
5 (viii) failing to pay any forfeiture judgment within 30 days of the  
6 filing of the journal entry of judgment.

7 (B) The judge or the judge's designee may investigate claims of  
8 violations described in subparagraph (A). If the chief judge makes a  
9 finding that a violation has occurred, the chief judge may suspend or  
10 terminate the authorization of the compensated surety.

11 (C) If the authorization is suspended for 30 days or more, the  
12 chief judge shall make a record describing the length of the suspension  
13 and the underlying cause and provide such record to the surety. Such  
14 surety, upon request, shall be entitled to a hearing within 30 days after  
15 the suspension is ordered.

16 (D) If the authorization is terminated, the chief judge shall make  
17 a record describing the underlying cause and provide such record to  
18 the surety. Such surety, upon request, shall be entitled to a hearing  
19 within 30 days after the termination is ordered.

20 (3) If an authorized compensated surety does not comply with the  
21 continuing education requirements in subsection (g), the chief judge of  
22 the judicial district, or the chief judge's designee, may allow a  
23 conditional authorization to continue acting as a surety for 90 days. If  
24 such compensated surety does not comply with the continuing  
25 education requirements in subsection (g) within 90 days, such  
26 conditional authorization shall be terminated and such compensated  
27 surety shall not act as a surety in such judicial district.

28 (g) (1) Every compensated surety shall obtain at least eight hours  
29 of continuing education credits during each 12-month period.

30 (2) The Kansas bail agents association shall either provide or  
31 contract for a minimum of eight hours of continuing education classes  
32 to be held at least once annually in each congressional district and  
33 may provide additional classes in its discretion. The chief judge in  
34 each judicial district may provide a list of topics to be covered during  
35 the continuing education classes. A schedule of such classes shall be  
36 publicly available. The association shall not charge more than \$300  
37 annually for the eight hours of continuing education classes, and the  
38 cost of any class with less than eight hours of continuing education  
39 may be prorated accordingly. Any fee charged for attending  
40 continuing education classes shall not be increased or decreased based  
41 upon a compensated surety's membership or lack of membership in  
42 the association.

43 (3) Upon completion of at least eight hours of continuing

1 education credits during each 12-month period by a compensated  
2 surety, the Kansas bail agents association shall issue a certificate of  
3 continuing education compliance to such surety. The certificate shall  
4 be prepared and delivered to the compensated surety within 30 days of  
5 such surety's completion of the continuing education requirements.  
6 The certificate shall show in detail the dates and hours of each course  
7 attended, along with the signature of the Kansas bail agents  
8 association official attesting that all continuing education  
9 requirements have been completed.

10 (4) Any continuing education credits used to comply with  
11 conditional authorization pursuant to subsection (f)(3) shall not be  
12 applied towards compliance in the current 12-month period or any  
13 subsequent 12-month period.

14 Sec. ~~2~~ 4. K.S.A. 22-2502 and 22-2807~~is~~ and K.S.A. 2024 Supp.  
15 22-2809b are hereby repealed.

16 Sec. ~~3~~ 5. This act shall take effect and be in force from and after its  
17 publication in the statute book.