

HOUSE BILL No. 2184

By Committee on General Government Budget

1-26

1 AN ACT concerning the judicial council; abolishing the judicial council
2 fund; transferring all moneys and liabilities of such fund to the state
3 general fund; repealing the transfer of funds from docket fees to the
4 judicial council fund; transferring annually unencumbered funds from
5 the publications fee fund to the state general fund; amending K.S.A.
6 2022 Supp. 20-362, 20-2207 and 20-2208 and repealing the existing
7 sections.
8

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

10 Section 1. K.S.A. 2022 Supp. 20-362 is hereby amended to read as
11 follows: 20-362. The clerk of the district court shall remit all revenues
12 received from docket fees as follows:

13 (a) At least monthly to the county treasurer, for deposit in the county
14 treasury and credit to the county general fund:

15 (1) A sum equal to \$10 for each docket fee paid pursuant to K.S.A.
16 60-2001 and 60-3005, and amendments thereto, during the preceding
17 calendar month;

18 (2) a sum equal to \$10 for each \$46 or \$76 docket fee paid pursuant
19 to K.S.A. 61-4001, or K.S.A. 61-2704 or 61-2709, and amendments
20 thereto; and

21 (3) a sum equal to \$5 for each \$26 docket fee paid pursuant to K.S.A.
22 61-4001 or K.S.A. 61-2704, and amendments thereto, during the preceding
23 calendar month.

24 (b) At least monthly to the board of trustees of the county law library
25 fund, for deposit in the fund, a sum equal to the library fees paid during the
26 preceding calendar month for cases filed in the county.

27 (c) At least monthly to the county treasurer, for deposit in the county
28 treasury and credit to the prosecuting attorneys' training fund, a sum equal
29 to \$2 for each docket fee paid pursuant to K.S.A. 28-172a, and
30 amendments thereto, during the preceding calendar month for cases filed
31 in the county and a sum equal to \$1 for each fee paid pursuant to K.S.A.
32 28-170(c), and amendments thereto, during the preceding calendar month
33 for cases filed in the county.

34 (d) To the state treasurer, in accordance with the provisions of K.S.A.
35 75-4215, and amendments thereto, for deposit in the state treasury and
36 credit to the law enforcement training center fund a sum equal to \$15 for

1 each docket fee paid pursuant to K.S.A. 28-172a, and amendments thereto,
2 during the preceding calendar month.

3 (e) To the state treasurer, in accordance with the provisions of K.S.A.
4 75-4215, and amendments thereto, for deposit in the state treasury a sum
5 equal to the balance which remains from all docket fees paid during the
6 preceding calendar month after deduction of the amounts specified in
7 subsections (a), (b), (c) and (d). ~~Of the balance remitted to the state~~
8 ~~treasury pursuant to this subsection, the state treasurer shall credit 0.99%~~
9 ~~to the judicial council fund.~~ During the fiscal year ending June 30, 2022,
10 and each fiscal year thereafter, of the remainder, the state treasurer shall
11 deposit and credit the first \$1,500,000 to the electronic filing and
12 management fund created in K.S.A. 2022 Supp. 20-1a20, and amendments
13 thereto. Of the balance ~~which~~ *that* remains after deduction of the amounts
14 specified in this subsection, the state treasurer shall deposit and credit the
15 remainder to the state general fund.

16 Sec. 2. K.S.A. 2022 Supp. 20-2207 is hereby amended to read as
17 follows: 20-2207. (a) The judicial council may fix, charge and collect fees
18 for sale and distribution of legal publications in order to recover direct and
19 indirect costs incurred for preparation, publication and distribution of legal
20 publications. The judicial council may request and accept gifts, grants and
21 donations from any person, firm, association or corporation or from the
22 federal government or any agency thereof for preparation, publication or
23 distribution of legal publications.

24 (b) The publications fee fund of the judicial council which was
25 established in the state treasury pursuant to appropriation acts is hereby
26 continued in existence and shall be administered by the judicial council.
27 Revenue from the following sources shall be deposited in the state treasury
28 and credited to such fund:

29 (1) All moneys received by or for the judicial council from fees
30 collected under this section; and

31 (2) all moneys received as gifts, grants or donations for preparation,
32 publication or distribution of legal publications.

33 (c) Moneys deposited in the publications fee fund of the judicial
34 council may be expended for operating expenditures related to preparation,
35 publication and distribution of legal publications of the judicial council
36 and for operating expenses that are not related to publication activities.

37 (d) All expenditures from the publications fee fund shall be made in
38 accordance with appropriation acts upon warrants of the director of
39 accounts and reports issued pursuant to vouchers approved by the
40 chairperson of the judicial council or the chairperson's designee.

41 (e) *At the end of each fiscal year, the director of accounts and reports*
42 *shall transfer all remaining and unencumbered funds from the*
43 *publications fee fund to the state general fund.*

1 Sec. 3. K.S.A. 2022 Supp. 20-2208 is hereby amended to read as
2 follows: 20-2208. ~~There is hereby established in the state treasury the~~
3 ~~judicial council fund. All expenditures from the judicial council fund shall~~
4 ~~be made in accordance with appropriation acts and upon warrants of the~~
5 ~~director of accounts and reports issued pursuant to expenditures approved~~
6 ~~by the chairperson of the Kansas judicial council or by a person or persons~~
7 ~~designated by the chairperson of the Kansas judicial council.~~ *On July 1,*
8 *2023, the director of accounts and reports shall transfer all moneys in the*
9 *judicial council fund to the state general fund. On July 1, 2023, all*
10 *liabilities of the judicial council fund are hereby transferred to and*
11 *imposed on the state general fund, and the judicial council fund is hereby*
12 *abolished.*

13 Sec. 4. K.S.A. 2022 Supp. 20-362, 20-2207 and 20-2208 are hereby
14 repealed.

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