

As Amended by House Committee

Session of 2017

HOUSE BILL No. 2053

By Committee on Judiciary

1-12

1 AN ACT concerning courts; relating to collection of debts owed to the
2 courts; ~~domestic cases~~; amending K.S.A. 2016 Supp. 20-169 and
3 repealing the existing section.
4

Strike in line 2 and 12

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

6 Section 1. K.S.A. 2016 Supp. 20-169 is hereby amended to read as
7 follows: 20-169. (a) The judicial administrator is authorized to enter into
8 contracts in accordance with this section for collection services for debts
9 owed to courts or restitution owed under an order of restitution. On and
10 after July 1, 1999, the cost of collection shall be paid by the ~~defendant~~
11 ~~person ordered to pay~~ as an additional court cost in all ~~criminal, traffic,~~
12 ~~domestic and juvenile offender cases where the defendant~~ **such person**
13 ~~fails to pay any amount ordered by the court~~ and the court utilizes the
14 services of a contracting agent pursuant to this section. The cost of
15 collection shall be deemed an administrative fee to pay the actual costs of
16 collection made necessary by ~~the defendant's~~ **such person's** failure to pay
17 court debt and restitution.

responsible party

cases where such party fails to pay any debts owed to
courts or restitution owed under an order of restitution

party's

18 (b) As used in this section:

19 (1) "Beneficiary under an order of restitution" means the victim or
20 victims of a crime to whom a district court has ordered restitution be paid;

21 (2) "contracting agent" means a person, firm, agency or other entity
22 who contracts hereunder to provide collection services;

23 (3) "cost of collection" means the fee specified in contracts hereunder
24 to be paid to or retained by a contracting agent for collection services. Cost
25 of collection also includes any filing fee required under K.S.A. 60-4303,
26 and amendments thereto, or administrative costs prescribed by rules of the
27 supreme court; and

28 (4) "debts owed to courts" means any assessment of court costs, fines,
29 fees, moneys expended by the state in providing counsel and other defense
30 services to indigent defendants or other charges which a district court
31 judgment has ordered to be paid to the court, and which remain unpaid in
32 whole or in part, and includes any interest or penalties on such unpaid
33 amounts as provided for in the judgment or by law. "Debts owed to courts"
34 also includes: (A) The cost of collection when collection services of a
35 contracting agent hereunder are utilized; and (B) court costs, fines, fees or
36 other charges arising from failure to comply with a traffic citation within