

2018 Kansas Statutes

75-7e03. Same; licensure; application; fee; grounds for denial of license. (a) Every person desiring to be licensed in Kansas as a bail enforcement agent shall make application to the attorney general. An application for a bail enforcement agent license shall be on a form prescribed by the attorney general and accompanied by the required application fee. An application shall be verified under penalty of perjury and shall include:

- (1) The full name and business address of the applicant;
- (2) two photographs of the applicant taken within 30 days before the date of application, of a type prescribed by the attorney general;
- (3) a statement of the applicant's employment history;
- (4) a statement of the applicant's criminal history, if any; and
- (5) one classifiable set of the applicant's fingerprints.

(b) (1) Fingerprints submitted pursuant to this section shall be released by the attorney general to the Kansas bureau of investigation for the purpose of conducting criminal history records checks, utilizing the files and records of the Kansas bureau of investigation and the federal bureau of investigation.

(2) Each applicant shall be subject to a state and national criminal history records check which conforms to applicable federal standards for the purpose of verifying the identity of the applicant and whether the applicant has been convicted of any crime that would disqualify the applicant from being licensed as a bail enforcement agent under K.S.A. 2018 Supp. 75-7e01 through 75-7e09 and K.S.A. 2018 Supp. 50-6,141, and amendments thereto. The attorney general is authorized to use the information obtained from the state and national criminal history records check to determine the applicant's eligibility for such license.

(3) Each applicant shall pay a fee for the criminal history records check in an amount necessary to reimburse the attorney general for the cost of the criminal history records check. Such fee shall be in an amount fixed by the attorney general pursuant to K.S.A. 2018 Supp. 75-7e08, and amendments thereto, and shall be in addition to the applicable original or renewal application fee amount fixed by the attorney general pursuant to K.S.A. 2018 Supp. 75-7e08, and amendments thereto.

(c) In accordance with the Kansas administrative procedure act, the attorney general may deny a license if the applicant has:

- (1) Committed any act on or after July 1, 2016, which, if committed by a licensee, would be grounds for the censure, limitation, conditioning, suspension or revocation of a license under K.S.A. 2018 Supp. 75-7e01 through 75-7e09 and K.S.A. 2018 Supp. 50-6,141, and amendments thereto;
- (2) been convicted of a felony, unless such conviction has been expunged;
- (3) in the 10 years immediately preceding the submission of the application, been convicted of an offense classified as a person misdemeanor offense, or a substantially similar offense from another jurisdiction, unless such conviction has been expunged;
- (4) while unlicensed, committed or aided and abetted the commission of any act for which a license is required by K.S.A. 2018 Supp. 75-7e01 through 75-7e09 and K.S.A. 2018 Supp. 50-6,141, and amendments thereto; or
- (5) knowingly made any false statement in the application.

(d) The attorney general may charge a fee for initial application forms and materials in an amount fixed by the attorney general pursuant to K.S.A. 2018 Supp. 75-7e08, and amendments thereto. Such fee shall be credited against the application fee of any person who subsequently submits an application.

(e) Every application for an initial or a renewal license shall be accompanied by a fee in an amount fixed by the attorney general pursuant to K.S.A. 2018 Supp. 75-7e08, and amendments thereto.

History: L. 2016, ch. 85, § 3; July 1.