

KANSAS OFFICE *of*  
**REVISOR *of* STATUTES**

LEGISLATURE *of* THE STATE *of* KANSAS  
*Legislative Attorneys transforming ideas into legislation.*

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**MEMORANDUM**

To: House Committee on Corrections and Juvenile Justice

From: Office of Revisor of Statutes

Date: February 23, 2021

Subject: Bill Brief on HB 2346

HB 2346 allows release of defendants to a pretrial supervision program and allows fees associated with the program to be deposited in the nonjudicial salary adjustment fund.

Section 1 amends K.S.A. 22-2802 to provide that a magistrate may place a person under the supervision of a pretrial supervision entity or program to assure appearance of the person for preliminary examination or trial. The magistrate may order the person to pay for costs associated with such supervision which may be remitted for deposit in the nonjudicial salary adjustment fund at the discretion of the chief judge in the judicial district. The defendant may petition the court to waive payment of the costs assessed in whole or in part for good cause shown. Section 2 amends K.S.A. 22-2803 to make technical cleanup of references to subsections in K.S.A. 22-2802.

Section 3 amends K.S.A. 22-2814 to authorize a pretrial supervision program or entity to administer release on recognizance programs and supervised release programs.

Section 4 amends K.S.A. 22-2816 to include a pretrial supervision program or entity in the supervision groups who shall prepare and submit recommendations to the court for supervisions conditions of the defendants under their supervision. The section also requires defendants to be closely supervised by such pretrial supervision program or entity having responsibility of supervising the defendant.