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STATE OF KANSAS

Testimony: HB2298 (PROPONENT)

Senate Judiciary Committee
Thursday, March 18, 2021

Chairwoman Warren and members of the Committee:

Since taking office in January 2019, our team has reviewed over 1,000 statutes directly involving the Office of Secretary of State. As part of this ongoing process, we found many statutes needed to be updated, or corrected. HB2298 is a small, non-controversial, product of this effort and we offer this testimony in support of the legislation.

HB2298 amends two existing state statutes on the service of process:

First, it amends K.S.A. 8-402 by giving Kansas motorists harmed in Kansas by an out of state driver the option of serving the out-of-state driver with the legal process needed to initiate a lawsuit directly using a private process server, in addition to the existing option of serving legal process on the out-of-state driver through the Secretary of State's office. Giving injured in-state drivers both options is consistent with the practice in most states.

Second, it corrects an unintentional omission, amending K.S.A. 60-304(f) by adding Limited Liability Partnerships (LLPs) to the types of business entities subject to service of process.

On behalf of the Office of Secretary of State, we appreciate your consideration of HB2298 and ask for your support of this legislation.

Respectfully Submitted,

Clay Barker
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