

As Amended by House Committee

Session of 2024

HOUSE BILL No. 2755

By Committee on Judiciary

Requested by Katie Whisman on behalf of the Kansas Bail Agents Association

2-7

1 AN ACT concerning appearance bonds; relating to release prior to trial;  
2 requiring compensated sureties who post bond in municipal court to  
3 comply with certain requirements; requiring a minimum bond premium  
4 in district court; providing reasons for suspending or terminating  
5 authorization of a compensated surety; amending K.S.A. 12-4301 and  
6 22-2809b and repealing the existing sections.

7  
8 *Be it enacted by the Legislature of the State of Kansas:*

9 Section 1. K.S.A. 12-4301 is hereby amended to read as follows: 12-  
10 4301. (a) A person having the right to post bond for appearance shall, in  
11 order to do so, execute in writing a promise to appear at the municipal  
12 court at a stated time and place. Such appearance bond shall be in an  
13 amount as determined by the municipal judge, ~~and such amount shall be~~  
14 ~~the same regardless of the method used to secure the appearance of the~~  
15 ~~accused person.~~ Unless the judge makes a specific finding otherwise,  
16 every bond for a person charged with an offense that would be a person  
17 offense pursuant to state law shall have a condition of release prohibiting  
18 the person from having contact with the alleged victim of such offense for  
19 a period of at least 72 hours. Such bond may be secured by any one of the  
20 following methods, and when so secured, such person shall be released  
21 from custody.

22 (b) The methods of securing the appearance of an accused person are  
23 as follows:

24 ~~(a)~~(1) Payment of cash, except that the municipal judge may permit  
25 negotiable securities or a personal check in lieu of cash;

26 ~~(b)~~(2) the execution of an appearance bond by ~~a~~ *an uncompensated*  
27 responsible individual residing within the state of Kansas, as surety, with  
28 the approval of the municipal judge;

29 (3) *the execution of an appearance bond by a compensated surety as*  
30 *defined in K.S.A. 22-2809b, and amendments thereto, who is in*  
31 *compliance with the requirements of K.S.A. 22-2809a and 22-2809b, and*  
32 *amendments thereto, with the approval of the municipal judge;*

33 ~~(e)~~(4) a guaranteed arrest bond certificate issued by either a surety  
34 company authori-zed to transact such business within the state of Kansas,  
35 or an automobile club authorized to transact business in this state by the

Strike in lines 13-15