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Kansas Laws to Eliminate Deficit Spending

T-2

Local Demand Transfers

T-3

District Court Docket Fees

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Kansas Legislator Briefing Book 2014

State Finance

T-3 District Court Docket Fees

Docket Fees. Kansas has had a uniform system of district court docket fees since 1974. The docket fee system implemented in 1974 involved a uniform fee paid to the court for the cost of services. The original docket fees were \$35 for civil cases and varying fees for criminal cases, depending upon the nature of the crime. From 1984 to 1995, local law libraries could charge differing library fees that were in addition to statutorily set docket fees, which caused docket fees to be non-uniform. In addition to statutorily set docket fees and a few fees that are set by Supreme Court Rule, the Kansas Supreme Court imposed a surcharge on district court docket fees. The Supreme Court Docket Fee surcharge was implemented from April 1, 2002 to June 30, 2006, to generate additional revenues to operate the Judicial Branch.

In 1996, the Legislature enacted legislation that returned docket fees to a uniform level and also added docket fees for filing post-divorce motions for changes in child custody, modifications of child support orders, or changes in visitation. The 2006 Legislature enacted legislation specifying that only the Legislature can establish fees or moneys for court procedures including docket fees, filing fees, or other fees related to access to court procedures.

The 2006 Legislature raised docket fees for four purposes: to provide additional funding for the State General Fund associated with an approved judicial salary increase, to provide an increase in funding for the Kansas Law Enforcement Training Center Fund, to provide funding for the Kansas Judicial Council's judicial performance evaluation process, and for the Child Exchange and Visitation Centers Fund. The 2009 Legislature raised docket fees to provide funding for the first phase of a statewide non-judicial personnel salary adjustment and raised the docket fee in criminal cases by \$1 to fund a \$1 increase to the Prosecuting Attorneys' Training Fund.

With regard to distribution of docket fees, the law provides that certain state and local entities will receive a specified portion of district court docket fees and that the balance will be credited to the State Treasury. The Office of Judicial Administration collected \$21.3 million in district court docket fees for the State Treasury in FY 2012. The amount in the State Treasury is allocated on a percentage basis among a number of state agency funds, as shown in the table on the next page.

Fines Penalties and Forfeitures. In FY 2012, the Judicial Branch collected \$19.2 million in fines, penalties, and forfeitures. The 33.6 percent of funds collected are earmarked for assisting victims of crime,

alcohol, and drug abuse programs, children's services, and other law enforcement-related activities. The remainder is transferred to the State General Fund for general operations.

Other Fees. In addition to Docket Fees, the Judicial Branch also imposes other fees and assessments on individuals who avail themselves of the judicial system. The Judicial Branch collected \$16.6 million in other fees and assessment in FY 2012. These fees support law enforcement related activities within the Kansas Bureau of Investigation, Office of the Attorney General, Board of Indigents' Defense Services, and the Department of Corrections.

The 2009 Legislature authorized the Supreme Court to enact a new surcharge in FY 2009. The surcharge is approved on a year-to-year basis by the Legislature. In FY 2011, the Legislature extended the surcharge through FY 2012 and increased the surcharge by 25.0 percent. Surcharge revenue is not considered to be a docket fee and is tracked separately from the fees and deposited in the

Judicial Branch Surcharge Fund. In addition to surcharge revenue, the Legislature transferred \$778,518 from the Judicial Performance Fund to the Judicial Branch Surcharge Fund in FY 2011. The surcharge on docket fees raised \$11.8 million in FY 2012.

The table on the next page shows the amount of each docket fee, the statutory citation or Supreme Court Rule that authorizes the fee, and how it is distributed. Those funds that receive docket fee receipts "off the top" are shown (the County General Fund, the Law Library Fund, the Indigents' Defense Services Fund, and the Law Enforcement Training Center Fund), along with amounts credited to the State Treasury. Amounts credited to the State Treasury may be either a specified dollar amount or the balance remaining after other statutory allocations have been made.

Name of Fund	Administering Authority	FY 2013		FY 2014	
		Percent of Fees	Revenue to Fund	Percent of Fees	Revenue to Fund (Est.)
Access to Justice Fund	Chief Justice, Kansas Supreme Court	4.24 %	\$ 847,945	0.00 %	\$ 0
Judicial Branch Nonjudicial Salary Initiative Fund (Clerk's Fees)	Chief Justice, Kansas Supreme Court	15.37	3,073,800	0.00	0
Judicial Branch Education Fund (Clerk's Fees)	Chief Justice, Kansas Supreme Court	1.81	361,976	0.00	0
Judicial Technology Fund	Chief Justice, Kansas Supreme Court	3.66	731,952	0.00	0
Dispute Resolution Fund	Judicial Administrator, OJA	0.29	57,996	0.00	0
Judicial Council Fund	Judicial Council	0.96	191,987	0.96	177,188
Judicial Performance Fund	Judicial Council	3.05	609,960	0.00	0
Crime Victims Assistance Fund	Attorney General	0.48	95,994	0.00	0
Protection from Abuse Fund	Attorney General	2.31	461,970	0.00	0
Kansas Juvenile Delinquency Prevention Trust Fund	Commissioner of Juvenile Justice	1.07	213,986	0.00	0
Juvenile Detention Facilities Fund	Commissioner of Juvenile Justice	2.35	469,969	0.00	0
Trauma Fund	Secretary of Health and Environment	1.27	253,983	0.00	0
Permanent Families Account in the Family and Children Investment Fund (Clerk's Fees)	Judicial Administrator, OJA	0.18	35,998	0.00	0
Child Exchange and Visitation Center	Attorney General	0.58	115,992	0.00	0
Judicial Branch Nonjudicial Salary Adjustment Fund	Chief Justice, Kansas Supreme Court	15.54	3,107,797	0.00	0
Judicial Branch Docket Fee Fund	Chief Justice, Kansas Supreme Court	0.00	0	99.04	18,281,555
State General Fund	Kansas State Legislature	46.84	9,367,389	0.00	0
<i>Docket Fee Total</i>		<i>100.00 %</i>	<i>\$ 19,998,696</i>	<i>100.00 %</i>	<i>\$ 18,457,058</i>

Name of Fund	Administering Authority	FY 2013		FY 2014	
		Percent of Fees	Revenue to Fund	Percent of Fees	Revenue to Fund (Est.)
Fines, Penalties and Forfeitures					
Crime Victim's Compensation Fund	Attorney General	10.94 %	\$ 2,011,094	10.94 %	\$ 2,011,094
Crime Victim's Assistance Fund	Attorney General	2.24	411,778	2.24	411,778
Comm. Alcoholism and Intoxication Programs Fund	Social and Rehabilitation Services	2.75	505,531	2.75	505,531
Dept of Corr. Alcohol and Drug Abuse Treatment Fund	Department of Corrections	7.65	1,406,295	7.65	1,406,295
Boating Fee Fund	Department of Wildlife, Parks, and Tourism	0.16	29,413	0.16	29,413
Children's Advocacy Center Fund	Attorney General	1.10	202,212	1.10	202,212
EMS Revolving Fund	Emergency Medical Services Board	2.28	419,131	2.28	419,131
Trauma Fund	Secretary of Health and Environment	2.28	419,131	2.28	419,131
Traffic Records Enhancement Fund	Department of Transportation	2.28	419,131	2.28	419,131
Criminal Justice Information Systems Line Fund	Kansas Bureau of Investigations	2.91	534,944	2.91	534,944
State General Fund	Kansas State Legislature	66.40	12,206,276	66.40	12,206,276
Fines, Penalties and Forfeitures Total		100.00 %	\$ 18,382,946	100.00 %	\$ 18,382,946

Name of Fund	Administering Authority	FY 2013		FY 2014	
		Percent of Fees	Revenue to Fund	Percent of Fees	Revenue to Fund (Est.)
Other Fees and Assessments					
Bar Admission Fee fund (Bar Application Fees)	Commission on Judicial Qualifications	Fee	\$ 311,760	Fee	\$ 237,150
Court Reporters Fee Fund (Court Report Fees)	Judicial Administrator, OJA	Fee	20,453	Fee	20,003
Judicial Branch Nonjudicial Salary Adjustment Fund (Marriage Fee)	Chief Justice, Kansas Supreme Court	Fee	514,633	Fee	514,634
Indigent Defense Services Fund (Application & Assessment)	Board of Indigent Defense Services	Fee	78,867	Fee	546,946
Judicial Branch Education Fund (Fines & Licenses)	Chief Justice, Kansas Supreme Court	Fee	132,474	Fee	124,000
Judicial Branch Surcharge Fund	Chief Justice, Kansas Supreme Court	Fee	10,053,601	Fee	9,600,000
KBI-DNA Database Fee (DNA Sample Fee)	Kansas Bureau of Investigations	Fee	540,509	Fee	404,593
Law Enforcement Training Center Fund (Assessment on Criminal Proceedings)	KCPOST	Fee	2,232,849	Fee	2,327,172
Library Report Fee Fund	Judicial Administrator, OJA	Fee	75,726	Fee	128,950
Duplicate Law Book Fund	Judicial Administrator, OJA	Fee	4,289	Fee	4,500
Family and Children Investment Fund (Marriage Fee)	Judicial Administrator, OJA	Fee	165,730	Fee	165,730
Protection from Abuse Fund (Marriage Fee)	Attorney General	Fee	425,290	Fee	425,290
Crime Victim’s Assistance (Marriage Fee)	Attorney General	Fee	184,932	Fee	184,932
Community Alcoholism and Intoxication Programs Fund (DL Fee)	Kansas Department of Aging and Disability Services	Fee	458,210	Fee	458,210
Juvenile Detention Facilities Fund (DL Fee)	Kansas Department of Corrections	Fee	183,284	Fee	183,284
Forensic Laboratory and Materials Fee Fund (DL Fee)	Kansas Department of Health and Environment	Fee	183,284	Fee	183,284
Driving Under the Influence Equipment Fund (DL Fee)	Kansas Department of Health and Environment	Fee	91,642	Fee	91,642
Community Corrections Supervision Fee Fund	Kansas Department of Corrections	Fee	953,063	Fee	1,420,664
Interest and County Code Violations	Judicial Administrator, OJA	Fee	31,191	Fee	31,191
Other Fees and Assessments Total			\$ 16,641,787		\$ 17,052,175
Grand Total of all Fees, Fines, Penalties and Forfeitures Assessed			\$ 55,023,429		\$ 53,892,179

FY 2014 FULLCOURT DISTRIBUTION CHART - (revised 07/01/2013)

Case Type	Cite	CRM #	Fee	Docket Fee	JBS	TOTAL	State	Tr Rpt	County	aw Libr	PATF	IDS	LETC
Adoption Docket Fee	59-104	60		\$48.50	\$22.00	\$70.50	Balance	C	\$0.00	x	\$0.00	\$0.00	\$0.00
ADSAP	8-1008		\$150.00		\$0.00	\$150.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Appellate Court Review	20-1a04	2		\$125.00	\$10.00	\$135.00	\$125.00		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Arrest Expungement	22-2410	44		\$100.00	\$19.00	\$119.00	\$100.00	C	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Attachment Order	28-178		\$0.00		\$12.50	\$12.50	\$0.00	Q	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Bar Discipline Fee Fund	2005 SC 28		\$100.00		\$0.00	\$100.00	\$100.00	K	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
BIDS Admin. Fee	22-4529		\$100.00		\$0.00	\$100.00	\$100.00	F	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
CC Supervision Fee Fund (DUI Fine)	8-1567		\$250.00			\$250.00	\$250.00	O	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Child in Need of Care	38-2215	50		\$34.00	\$22.00	\$56.00	Balance	C	\$0.00	x	\$1.00	\$0.50	\$0.00
Children's Advocacy Center Fund	20-370		\$400.00		\$0.00	\$400.00	\$400.00	J	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Civil Docket Fee	60-2001	5		\$154.00	\$22.00	\$176.00	Balance	C	\$10.00	x	\$0.00	\$0.00	\$0.00
Commitment of Sexually Violent Predator	59-29a01; 59-104	76		\$33.50	\$22.00	\$55.50	Balance	C	\$0.00	x	\$0.00	\$0.00	\$0.00
Conservatorship Docket Fee	59-104	65		\$69.50	\$22.00	\$91.50	Balance	C	\$0.00	x	\$0.00	\$0.00	\$0.00
Conviction Expungement	21-6614			\$100.00	\$19.00	\$119.00	\$100.00	C	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
County Code Violation	19-101e(d)	43		\$20.00	\$0.00	\$20.00	\$2.00	Q	\$18.00	\$0.00	\$0.00	\$0.00	\$0.00
Criminal (felony)	28-172a	41		\$171.00	\$22.00	\$193.00	Balance	C	\$0.00	x	\$2.00	\$0.50	\$15.00
Criminal (misdemeanor)	28-172a	42		\$136.00	\$22.00	\$158.00	Balance	C	\$0.00	x	\$2.00	\$0.50	\$15.00
Criminal (murder/manslaughter)	28-172a	40		\$180.50	\$22.00	\$202.50	Balance	C	\$0.00	x	\$2.00	\$0.50	\$15.00
Divorce/Paternity Docket Fee	60-2001	21		\$154.00	\$22.00	\$176.00	Balance	C	\$10.00	x	\$0.00	\$0.00	\$0.00
Domestic Violence Fee	20-369		\$100.00		\$0.00	\$100.00	\$0.00		\$100.00	\$0.00	\$0.00	\$0.00	\$0.00
Driver's License Reinstatement Fee	8-2110		\$59.00		\$22.00	\$81.00	\$59.00	I	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Filing Will & Affidavit	59-104	67		\$48.50	\$22.00	\$70.50	Balance	C	\$0.00	x	\$0.00	\$0.00	\$0.00
Fine	20-2714					x	x	A	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Fish & Game	28-172a	46		\$74.00	\$22.00	\$96.00	Balance	C	\$0.00	x	\$2.00	\$0.50	\$15.00
Foreign Adoption Docket Fee	28-170; 59-2144	61		\$14.00	\$22.00	\$36.00	\$14.00	C	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Foreign Judgment (another county)	60-2203a	7		\$14.00	\$22.00	\$36.00	\$14.00	C	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Foreign Judgment (another state)	60-3005; 60-2001	6		\$154.00	\$22.00	\$176.00	Balance	C	\$10.00	x	\$0.00	\$0.00	\$0.00
Forfeited Recognizance	28-172a			\$72.50	\$22.00	\$94.50	Balance	C	\$0.00	x	\$2.00	\$0.50	\$15.00
Guardianship Docket Fee	59-104	65		\$69.50	\$22.00	\$91.50	Balance	C	\$0.00	x	\$0.00	\$0.00	\$0.00
Hospital Lien	65-409	13		\$14.00	\$22.00	\$36.00	\$14.00	Q	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Hrg in Aid of Execution	28-178		\$0.00		\$12.50	\$12.50	\$0.00	N	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Human Trafficking Victim Assistance Fund	2013 HB 2034					x	x	P					
Juvenile Expungement	38-2312			\$100.00	\$19.00	\$119.00	\$100.00	C	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

FY 2014 FULLCOURT DISTRIBUTION CHART - (revised 07/01/2013)

Case Type	Cite	CRM #	Fee	Docket Fee	JBS	TOTAL	State	Tr Rpt	County	aw Libr	PATF	IDS	LETC
Juvenile Offender	38-2314	51		\$34.00	\$22.00	\$56.00	Balance	C	\$0.00	x	\$1.00	\$0.50	\$0.00
Juvenile Probation Fee (felony)	20-167; A.O. 251*		\$120.00		\$0.00	\$120.00	\$0.00		\$120.00	\$0.00	\$0.00	\$0.00	\$0.00
Juvenile Probation Fee (misdemeanor)	20-167; A.O. 251*		\$60.00		\$0.00	\$60.00	\$0.00		\$60.00	\$0.00	\$0.00	\$0.00	\$0.00
Juvenile Tobacco	28-172a	52		\$74.00	\$22.00	\$96.00	Balance	C	\$0.00	x	\$2.00	\$0.50	\$15.00
KBI DNA Database Fee	75-724		\$200.00		\$0.00	\$200.00	\$200.00	L	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
KBI Laboratory Fee	28-176		\$400.00		\$0.00	\$400.00	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Limited Civil Docket Fee (\$500 or less)	61-4001	25		\$35.00	\$19.00	\$54.00	Balance	C	\$5.00	x	\$0.00	\$0.00	\$0.00
Limited Civil Docket Fee (over \$500)	61-4001	26		\$55.00	\$19.00	\$74.00	Balance	C	\$10.00	x	\$0.00	\$0.00	\$0.00
Limited Civil Docket Fee (over \$5000)	61-4001; 61-2802	27		\$101.00	\$19.00	\$120.00	Balance	C	\$10.00	x	\$0.00	\$0.00	\$0.00
Lis Pendens	28-170	14		\$14.00	\$22.00	\$36.00	\$14.00	Q	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Marriage License	23-2510	78	\$59.00		\$26.50	\$85.50	\$59.00	H	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Mechanic's Lien	28-170	15		\$14.00	\$22.00	\$36.00	\$14.00	Q	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Municipal Court Appeals	28-172a	1		\$72.50	\$22.00	\$94.50	Balance	C	\$0.00	x	\$2.00	\$0.50	\$15.00
Oil & Gas Mechanic's Lien	28-170	18		\$14.00	\$22.00	\$36.00	\$14.00	Q	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Order for Garnishment	28-178		\$0.00		\$12.50	\$12.50	\$0.00	N	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Order or Writ of Execution	28-178		\$0.00		\$12.50	\$12.50	\$0.00	N	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Personal Property Tax	28-170	11		\$14.00	\$22.00	\$36.00	\$14.00	Q	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Post Divorce Motion	28-179	22		\$40.00	\$22.00	\$62.00	\$42.00	C	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Post-Judgment Promotion of Ch 61 to Ch 60	28-170	31		\$24.00	\$22.00	\$46.00	Balance	Q	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Probate Conservatorship/Guardianship	59-104	65		\$69.50	\$22.00	\$91.50	Balance	C	\$0.00	x	\$0.00	\$0.00	\$0.00
Probate Descend	59-104	68		\$49.50	\$22.00	\$71.50	Balance	C	\$0.00	x	\$0.00	\$0.00	\$0.00
Probate Estates	59-104	69		\$109.50	\$22.00	\$131.50	Balance	C	\$0.00	x	\$0.00	\$0.00	\$0.00
Probate Transcript (another county)	59-104	70		\$23.50	\$22.00	\$45.50	Balance	C	\$0.00	x	\$0.00	\$0.00	\$0.00
Probate Transcript (another state)	59-104	71		\$108.50	\$22.00	\$130.50	Balance	C	\$0.00	x	\$0.00	\$0.00	\$0.00
Probate Trust	59-104	66		\$69.50	\$22.00	\$91.50	Balance	C	\$0.00	x	\$0.00	\$0.00	\$0.00
Probation Fee (felony)	21-4610a		\$120.00		\$0.00	\$120.00	\$0.00	M	\$50.00	\$0.00	\$0.00	\$0.00	\$0.00
Probation Fee (misdemeanor)	21-4610a		\$60.00		\$0.00	\$60.00	\$0.00	M	\$25.00	\$0.00	\$0.00	\$0.00	\$0.00
Refusal to Grant Letters	59-104	72		\$48.50	\$22.00	\$70.50	Balance	C	\$0.00	x	\$0.00	\$0.00	\$0.00
SB 123 Drug Treatment		x				x			\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Small Claims (\$500 or less)	61-2704	35		\$37.00	\$12.50	\$49.50	Balance	C	\$5.00	x	\$0.00	\$0.00	\$0.00
Small Claims (\$500.01 to \$4,000)	61-2704	36		\$57.00	\$12.50	\$69.50	Balance	C	\$10.00	x	\$0.00	\$0.00	\$0.00
State Tax Warrant	28-170	10		\$24.00	\$22.00	\$46.00	\$24.00	Q	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Statutory Bond	28-170	12		\$14.00	\$22.00	\$36.00	\$14.00	Q	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

FY 2014 FULLCOURT DISTRIBUTION CHART - (revised 07/01/2013)

Case Type	Cite	CRM #	Fee	Docket Fee	JBS	TOTAL	State	Tr Rpt	County aw Libr	PATF	IDS	LETC
Termination of Joint Tenancy	59-104	73		\$48.50	\$22.00	\$70.50	Balance	C	\$0.00	\$0.00	\$0.00	\$0.00
Termination of Life Estate	59-104	74		\$48.50	\$22.00	\$70.50	Balance	C	\$0.00	\$0.00	\$0.00	\$0.00
Traffic	28-172a	45		\$74.00	\$22.00	\$96.00	Balance	C	\$0.00	\$2.00	\$0.50	\$15.00
Traffic Appearance Bond	8-2107			\$75.00	\$22.00	\$97.00	\$75.00	C	\$0.00	\$2.00	\$0.50	\$15.00
Transfer LM to CV (\$500 or less)	61-2910; 60-2001	28		\$119.00	\$22.00	\$141.00	Balance	C	\$5.00	\$0.00	\$0.00	\$0.00
Transfer LM to CV (over \$5,000)	61-2910; 60-2001	30		\$53.00	\$22.00	\$75.00	Balance	C	\$0.00	\$0.00	\$0.00	\$0.00
Transfer LM to CV (over \$500)	61-2910; 60-2001	29		\$99.00	\$22.00	\$121.00	Balance	C	\$0.00	\$0.00	\$0.00	\$0.00
Treatment of Alcoholism or Drug Abuse	59-104	80		\$34.50	\$22.00	\$56.50	Balance	C	\$0.00	\$1.00	\$0.50	\$0.00
Treatment of Mentally Ill	59-104	81		\$34.50	\$22.00	\$56.50	Balance	C	\$0.00	\$1.00	\$0.50	\$0.00
Worthless Check Fee	21-3707		\$10.00		\$0.00	\$10.00	\$0.00		\$10.00	\$0.00	\$0.00	\$0.00
WP Reinstatement	32-1049a		\$50.00		\$22.00	\$72.00	\$50.00	Q	\$0.00	\$0.00	\$0.00	\$0.00
Writ or Order of Sale	28-178		\$0.00		\$12.50	\$12.50	\$0.00	N	\$0.00	\$0.00	\$0.00	\$0.00

A.O. 251* - Admin. Order No. 251 establishes, "a juvenile supervision fee in an amount no higher than the amount set for adult supervision fee."

KSA 20-3129(b) states, "The clerks of the district courts in Sedgwick county and Johnson county may tax an additional fee in an amount determined by the trustees of the law library in each county for the benefit and account of the law library in each such county. Such additional library fee shall not be more than \$4 in all cases."

"On and after July 1, 2013, the sheriff of each Kansas county shall charge a fee of \$15 for serving, executing and returning process, as well as for any unsuccessful attempts to serve, execute or return process." KSA 28-110(a)(2).

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