

BOARD OF INDIGENTS' DEFENSE SERVICES

Appropriations Report

AGENCY OVERVIEW

The Board of Indigents' Defense Services (BIDS) is tasked with providing and supervising constitutionally and statutorily required legal services for indigent defendants accused of felonies. BIDS fulfills this mission by overseeing a statewide system of public defender offices and by compensating assigned counsel when public defenders are unavailable. The agency also serves as the pass-through agency for funding for Legal Services for Prisoners, Inc., a nonprofit corporation providing legal assistance to indigent inmates of Kansas correctional institutions.

BUDGET ITEMS

	Agency		LBC (HB 2007, as Introduced)		Final Approved (SB 125)	
	SGF	All Funds	SGF	All Funds	SGF	All Funds
FY 2025						
Approved						
Approved Budget	\$61,077,682	\$61,883,682	\$61,077,682	\$61,883,682	\$61,077,682	\$61,883,682
<i>Subtotal – Approved</i>	\$61,077,682	\$61,883,682	\$ 61,077,682	\$61,883,682	\$61,077,682	\$61,883,682
Reappropriation						
1. SGF Reappropriation	\$7,789,100	\$7,789,100	\$793,265	\$793,265	\$2,789,100	\$2,789,100
<i>Subtotal – Reappropriation</i>	\$7,789,100	\$7,789,100	\$ 793,265	\$793,265	\$2,789,100	\$2,789,100
Other Changes						
2. CLE Workshops	-	\$10,869	-	\$10,869	-	\$10,869
3. Court Fees and Services	-	\$104,600	-	\$104,600	-	\$104,600
<i>Subtotal – Other Changes</i>	-	\$115,469	-	\$115,469	-	\$115,469
TOTAL	\$68,866,782	\$69,788,251	\$61,870,947	\$62,792,416	\$63,866,782	\$64,788,251
FY 2026						
Approved						
Approved Budget	\$61,077,682	\$61,883,682	\$61,077,682	\$61,883,682	\$61,077,682	\$61,883,682
<i>Subtotal – Approved</i>	\$61,077,682	\$61,883,682	\$ 61,077,682	\$61,883,682	\$61,077,682	\$61,883,682
Enhancement						
4. Ethical Caseloads Support	\$4,292,000	\$4,292,000	-	-	-	-
5. Public Defenders Pay Parity	\$6,668,972	\$6,668,972	-	-	-	-
6. Statewide SGF Operations Lapse	-	-	-	-	(\$919,860)	(\$919,860)
7. 2025 Pay Plan	-	-	-	-	\$597,013	\$597,013
<i>Subtotal – Enhancement</i>	\$10,960,972	\$10,960,972	-	-	(\$322,847)	(\$322,847)
Other Changes						
All Other Adjustments	\$246,334	\$246,334	\$246,334	\$246,334	\$246,334	\$246,334
<i>Subtotal – Other Changes</i>	\$246,334	\$246,334	\$ 246,334	\$246,334	\$246,334	\$246,334
TOTAL	\$72,284,988	\$73,090,988	\$61,324,016	\$62,130,016	\$61,001,169	\$61,807,169

* Note: "Final Approved" represents adjustments in SB 125, as enacted. Other recommendations are cumulative and based on prior steps.

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1. SGF Reappropriation

FY 2025

Agency: The agency carried over \$7.8 million in unspent SGF moneys from FY 2024 into FY 2025. This is due, in part, to one-time cost savings from FY 2023 to FY 2024 associated with temporarily vacant positions (\$3.8 million), capital hearings that were scheduled to take place in FY 2024 being continued into the current fiscal year (\$300,732), and an overestimate on the part of the agency as to how quickly it could pay outstanding vouchers for assigned counsel (\$492,533).

LBC: Delete \$7.0 million SGF to remove the reappropriation for one-time cost savings that occurred due to temporarily vacant positions in FY 2025. All reappropriation lapses will be reconsidered during the 2025 Legislative Session.

House: Add \$1.0 million SGF for previously lapsed reappropriations for general operating expenditures in FY 2025.

Senate: Add \$1.4 million SGF to partially restore reappropriations for general operating expenditures in FY 2025. (The total amount lapsed in FY 2025 would be \$4.6 million SGF.)

Conference: Add \$2.0 million SGF to partially restore reappropriations for general operating expenditures in FY 2025. (The total amount lapsed in FY 2025 would be \$5.0 million SGF.)

Final Approved*: Add \$2.0 million SGF to partially restore reappropriations for general operating expenditures in FY 2025. (The total amount lapsed in FY 2025 would be \$5.0 million SGF.)

2. CLE Workshops

FY 2025

Agency: Add \$10,869, all from the In-Service Education Workshop Fee Fund, for CLE workshop costs in FY 2025.

LBC: Concur with the Agency.

House: Concur with the LBC.

Senate: Concur with the House.

Conference: Concur with the Senate.

Final Approved*: Add \$10,869, all from the In-Service Education Workshop Fee Fund, for CLE workshop costs in FY 2025.

3. Court Fees and Services

FY 2025

Agency: Add \$104,600, all from the Indigents' Defense Services Fee Fund, for court report and expert witness services in FY 2025.

LBC: Concur with the Agency.

House: Concur with the LBC.

Senate: Concur with the House.

Conference: Concur with the Senate.

Final Approved*: Add \$104,600, all from the Indigents' Defense Services Fee Fund, for court report and expert witness services in FY 2025.

4. Ethical Caseloads Support

FY 2026

* Note: "Final Approved" represents adjustments in SB 125, as enacted. Other recommendations are cumulative and based on prior steps.

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Agency: Add \$4.3 million SGF, and 29.0 FTE positions, to increase the number of attorney and non-attorney staff for FY 2026.

LBC: Delete \$4.3 million SGF, and 29.0 FTE positions, to not increase the number of attorney and non-attorney staff for FY 2026.

House: Concur with the LBC.

Senate: Concur with the House.

Conference: Concur with the Senate.

Final Approved*: This item was not included in SB 125, as enacted.

5. Public Defenders Pay Parity

FY 2026

Agency: Add \$6.7 million SGF for public defense attorneys and non-attorney BIDS staff to achieve better pay parity for FY 2026.

LBC: Delete \$6.7 million SGF for public defender pay parity for FY 2026.

House: Concur with the LBC.

Senate: Concur with the House.

Conference: Concur with the Senate.

Final Approved*: This item was not included in SB 125, as enacted.

6. Statewide SGF Operations Lapse

FY 2026

Agency: N/A

LBC: N/A

House: N/A

Senate: N/A

Conference: Delete \$919,860 SGF to lapse 1.5 percent of SGF operating expenditures statewide for FY 2026.

Final Approved*: Delete \$919,860 SGF to lapse 1.5 percent of SGF operating expenditures statewide for FY 2026.

7. 2025 Pay Plan

FY 2026

Agency: N/A

LBC: N/A

House: N/A

Senate: N/A

Conference: Add \$597,013 SGF to provide salary increases for most state employees based on the Department of Administration's market survey for FY 2026.

Final Approved*: Add \$597,013 SGF to provide salary increases for most state employees based on the Department of Administration's market survey for FY 2026.

* Note: "Final Approved" represents adjustments in SB 125, as enacted. Other recommendations are cumulative and based on prior steps.