

SESSION OF 2022

SUPPLEMENTAL NOTE ON SENATE BILL NO. 507

As Recommended by Senate Committee on
Judiciary

Brief*

SB 507 would continue in existence the following exceptions to the Kansas Open Records Act (KORA):

- KSA 9-2216a, concerning licensed mortgage business annual reports;
- KSA 22-4620, concerning electronic recordings of felony custodial interrogations;
- KSA 40-2,203, concerning insurer corporate governance annual disclosures;
- KSA 40-3805, concerning insurance third-party administrator transaction records;
- KSA 40-6001 and KSA 40-6007, concerning insurance risk management and own risk and solvency assessment records;
- KSA 50-1124, concerning licensed credit services organization annual reports;
- KSA 50-1128, concerning State Bank Commissioner examination reports of credit services organizations.

The bill would also make technical amendments to ensure consistency in statutory phrasing and to remove outdated statutory references.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

Background

A sunset provision for all exceptions to KORA was added in 2000, requiring a review of existing exceptions within five years and of any new exception or substantial amendment to an exception by July 1 of the fifth year of enactment. Absent such review, the exceptions would expire. The law also required any exceptions continued after legislative review to be reviewed again five years later; however, 2013 HB 2012 modified the requirement so that exceptions would no longer be subject to review and expiration if the Legislature reviews and continues the exception during the 2013 Session or thereafter.

The bill was introduced by the Senate Committee on Federal and State Affairs at the request of Senator Olson.

Senate Committee on Judiciary

In the Senate Committee hearing on March 9, 2022, a representative of the League of Kansas Municipalities provided written-only proponent testimony in support of continuing the exception concerning recordings of custodial interrogations. No other testimony was provided.

On March 9, 2022, the Senate Committee recommended the bill be placed on the Consent Calendar.

Fiscal Information

According to the fiscal note prepared by the Division of the Budget on the bill, enactment of the bill would have no fiscal effect.

Kansas Open Records Act; exceptions; review