

SESSION OF 2016

SUPPLEMENTAL NOTE ON SENATE BILL NO. 362

As Recommended by Senate Committee on
Judiciary

Brief*

SB 362 would amend law relating to the Kansas Criminal Justice Information System (KCJIS). The bill would allow the Kansas Bureau of Investigation (KBI) to enter into agreements with state agencies and municipalities to share and authenticate electronically stored information to the KCJIS central repository. The definition of "criminal justice information system" would be amended to incorporate such electronically stored information, and a definition for "electronically stored information" would be added.

The bill also would include KCJIS central repository records within the hearsay evidence exception for content of official records.

Background

The bill was introduced in the Senate Committee on Judiciary at the request of the Kansas County and District Attorneys Association (KCDAA). At the hearing before the Senate Committee, proponents testifying included a representative of KBI and a representative of the KCDAA. The proponents explained the bill would make searches and records discovered through KCJIS evidence admissible in court without the need for an employee of the KBI to testify to its authenticity. Proponents presenting written testimony included the Assistant Solicitor General of Kansas and a representative of the Kansas Association of Chiefs of Police,

*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>

Kansas Sheriffs' Association, and Kansas Peace Officers Association. No neutral or opposing testimony was presented.

According to the fiscal note prepared by the Division of the Budget on the bill, the KBI states there would be no additional expenditures resulting from the enactment of the bill, and there could be savings to the state agency or municipality holding records requiring certification. The League of Municipalities and the Kansas Association of Counties indicate there would be no fiscal effect to local governments if the provisions in the bill are voluntary. Any fiscal effect associated with the bill is not reflected in *The FY 2017 Governor's Budget Report*.