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300 SW TENTH AVENUE ■ SUITE 24-E ■ TOPEKA, KS 66612 ■ (785) 296-2321

MEMORANDUM

To: House Committee on K-12 Education Budget
From: Office of Revisor of Statutes
Date: February 20, 2023
Subject: House Bill 2382 – Bill Brief

House Bill 2382 would enact the school district board of education member free speech and transparency act which would:

- Require school districts to publish the names and email addresses of the local school board members on the school district's website and require KSDE to maintain a composite list of all such information on the KSDE website.
- Make records that are made, maintained or kept by a school board member on a member's private electronic device subject to disclosure under the open meetings act if the record concerns the business, functions, activities, programs or operations of the board of education. Section 2 of HB 2382 would amend K.S.A. 45-217 of the open records act to effectuate this revision.
- Expressly authorize a member of a board of education to add discussion topics and items to the board's meeting agenda prior to or at the start of any board meeting.
- Prohibit the school board from restricting or prohibiting another board member's questions or discussions with any person who presents public comment or testimony.
- Require each school district board of education meeting to include a public comment portion of the meeting.
- Require the appropriate staff of a school district to fulfill any request for information regarding the school district made by a board member.
- Require every board member to disclose communications that were intended to be sent or were addressed to the entire board.

HB 2382 would take effect upon publication in the statute book on July 1, 2023.