

February 23, 2017

The Honorable Rick Wilborn, Chairperson  
Senate Committee on Judiciary  
Statehouse, Room 541-E  
Topeka, Kansas 66612

Dear Senator Wilborn:

**SUBJECT:** Fiscal Note for SB 200 by Senate Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning SB 200 is respectfully submitted to your committee.

SB 200 would exclude criminal investigative records in regards to missing person investigations when the person has been missing for more than 25 years and the records were collected 15 or more years ago under the criminal investigation records exemption in the Kansas Open Records Act.

The Attorney General indicates enactment of SB 200 could result in more requests to issue opinions on the Kansas Open Record Act and the number of complaints could increase. If the number of opinion requests or complaints increases, additional staff attorneys and investigators may be needed. Additionally, if a court case were to be brought over the bill's provisions, the agency would be involved. Without knowing the number of opinion requests or complaints, the agency cannot estimate a fiscal effect.

The Kansas Bureau of Investigation states enactment of SB 200 could result in more staff time and resources being devoted to open records requests; however, without knowing the number of open records requests, the agency cannot estimate a fiscal effect. Any fiscal effect associated with SB 200 is not reflected in *The FY 2018 Governor's Budget Report*.

Sincerely,



Shawn Sullivan,  
Director of the Budget

cc: Shelia Sawyer-Tyler, KBI  
Kim Torrey, Highway Patrol  
Willie Prescott, Office of the Attorney General  
Brock Ingmire, League of Municipalities  
Melissa Wangemann, Association of Counties