

As Amended by House Committee

Session of 2005

HOUSE BILL No. 2095

By Committee on Governmental Organization and Elections

1-20

10 AN ACT concerning the attorney general; establishing an office of public  
11 integrity.

12

13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. (a) There is hereby established within the office of the  
15 attorney general the office of public integrity. Such office shall receive  
16 the written complaints from individuals alleging violations of the open  
17 records act, K.S.A. 45-215 et seq., and amendments thereto, and open  
18 meetings act, K.S.A. 75-4317 et seq., and amendments thereto.

19 (b) Upon receipt of a complaint under subsection (a), the public in-  
20 tegrity officer may:

21 (1) Refer the complaint to the appropriate county or district attor-  
22 ney's office for investigation and possible action; or

23 (2) investigate the complaint to determine if a violation has occurred.

24 If, after investigation, the public integrity officer determines that:

25 (A) No action need be taken on the complaint, a letter shall be sent  
26 to the parties detailing such officer's conclusions; or

27 (B) a violation has occurred, such officer's conclusion and underlying  
28 reasons shall be made public in a written statement.

29 (c) On or before ~~December 31~~ **January 15**, of each year, each county  
30 and district attorney shall report to the attorney general all complaints  
31 received during the preceding fiscal year concerning the open records act  
32 and open meetings act and the disposition of each complaint.

33 (d) The attorney general shall compile information received pursuant  
34 to this subsection with information relating to investigations conducted  
35 by the public integrity office and publish a yearly abstract of such infor-  
36 mation listing by name the public agencies which are the subject of such  
37 complaints or investigations.

38 Sec. 2. This act shall take effect and be in force from and after its  
39 publication in the statute book.