

As Amended by Senate Committee

Session of 2006

SENATE BILL No. 456

By Committee on Federal and State Affairs

1-26

10 AN ACT concerning records pertaining to certain holders of a commer-
11 cial drivers license; relating to requests for such records.

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

14 Section 1. (a) Each public agency which employs or contracts for the
15 use of a driver of a commercial motor vehicle for the purpose of trans-
16 porting students or members of the public shall make available the name
17 of each driver of a commercial vehicle employed ~~and the following in-~~
18 ~~formation pertaining to such driver~~ upon receipt of a request for such
19 information:

20 ~~1. Position;~~

21 ~~2. salary or other compensation;~~

22 ~~3. length of service;~~

23 ~~4. driving records;~~

24 ~~5. convictions of any crime; and~~

25 ~~6. convictions of driving while under the influence of drugs or alcohol.~~

26 (b) The request for information shall be made in accordance with the
27 open records act, K.S.A. ~~46-215~~ **45-215** et seq. and amendments thereto.
28 In the event that the public agency has contracted with another entity for
29 the use of a driver of a commercial motor vehicle, the request for infor-
30 mation shall be made to the public agency and the public agency shall be
31 responsible for obtaining the information requested from its contractor.

32 (c) Any information requested pursuant to subsection (a) shall be
33 provided to the requester notwithstanding the applicability of any excep-
34 tion to disclosure contained in K.S.A. 45-221 and amendments thereto.

35 (d) For the purposes of this section:

36 (1) "Commercial motor vehicle" shall have the meaning ascribed to
37 it in K.S.A. ~~8-128~~ **8-2,128**, and amendments thereto, with respect to the
38 transportation of passengers.

39 (2) "Driver" shall have the meaning ascribed to it in K.S.A. ~~8-128~~ **8-**
40 **2,128** and amendments thereto.

41 (3) "Employer" shall have the meaning ascribed to it in K.S.A. ~~8-128~~
42 **8-2,128** and amendments thereto.

43 (e) The provisions of this section shall be a part of and supplemental

- 1 to the open records act.
- 2 Sec. 2. This act shall take effect and be in force from and after its
- 3 publication in the statute book.