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MEMORANDUM

To: Senate Committee on Judiciary
From: Office of the Revisor of Statutes
Date: February 3, 2026
Subject: Bill Brief on SB 427

Senate Bill 427 clarifies that the chairperson and vice chairperson of the senate committee on confirmation oversight shall have access to review tax information from the department of revenue and the Kansas bureau of investigation background checks on persons appointed to state offices who are subject to senate confirmation.

Section 1 amends K.S.A. 22-4714, the statute providing who receives criminal history record information from criminal history record checks. Current law provides that appointing authorities for nongubernatorial appointees receive such information. This bill would provide that the provision applies to appointing authorities for nongubernatorial appointees to positions subject to confirmation by the senate as described in K.S.A. 75-712.

Section 2 amends K.S.A. 75-712, the statute that provides the powers and duties of the Kansas bureau of investigation. Current law requires the bureau to conduct background investigations of appointees to positions that are subject to senate confirmation and to require such people to be fingerprinted. The bill would provide that for appointments subject to senate confirmation, information received may be disclosed in accordance with K.S.A. 75-4315d to the chairperson and vice chairperson of the senate committee on confirmation oversight. Information received pursuant to this section shall be confidential.

Section 3 amends K.S.A. 75-4315b, the appointment statute of officers subject to senate confirmation. The section is amended to add a definition of vice-chairperson. Current law provides that no person may be appointed unless they complete a nomination form as required by the committee. Such form shall be accompanied by the release of a tax certification and such person shall consent to a background investigation. Any information received shall be kept on file in the office of the appointing authority, and if the appointing authority proceeds with the

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nomination, the appointing authority shall notify the chairperson and vice chairperson that the information is available for review.