AN ACT concerning the Kansas open meetings act; relating to recording of proceedings; availability to public; amending K.S.A. 2018 Supp. 75-4318 and repealing the existing section.

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

Section 1. K.S.A. 2018 Supp. 75-4318 is hereby amended to read as follows: 75-4318. (a) Subject to the provisions of subsection (g), all meetings for the conduct of the affairs of, and the transaction of business by, all legislative and administrative bodies and agencies of the state and political and taxing subdivisions thereof, including boards, commissions, authorities, councils, committees, subcommittees and other subordinate groups thereof, receiving or expending and supported in whole or in part by public funds shall be open to the public and no binding action by such public bodies or agencies shall be by secret ballot. Meetings of task forces, advisory committees or subcommittees of advisory committees created pursuant to a governor's executive order shall be open to the public in accordance with this act. (b) Notice of the date, time and place of any regular or special meeting of a public body or agency designated in subsection (a) shall be furnished to any person requesting such notice, except that: (1) If notice is requested by petition, the petition shall designate one person to receive notice on behalf of all persons named in the petition, and notice to such person shall constitute notice to all persons named in the petition; (2) if notice is furnished to an executive officer of an employees' organization or trade association, such notice shall be deemed to have been furnished to the entire membership of such organization or association; and (3) the public body or agency may require that a request to receive notice must be submitted again to the public body or agency prior to the commencement of any subsequent fiscal year of the public body or agency during which the person wishes to continue receiving notice, but, prior to discontinuing notice to any person, the public body or agency must notify the person that notice will be discontinued unless the person resubmits a request to receive notice. (c) It shall be the duty of the presiding officer or other person calling
the meeting, if the meeting is not called by the presiding officer, to furnish
the notice required by subsection (b).

(d) Prior to any meeting mentioned by subsection (a), any agenda
relating to the business to be transacted at such meeting shall be made
available to any person requesting the agenda.

(e) The use of cameras, photographic lights and recording devices
shall not be prohibited at any meeting mentioned by subsection (a), but
such use shall be subject to reasonable rules designed to insure the orderly
conduct of the proceedings at such meeting.

(f) Except as provided by section 22 of article 2 of the constitution of
the state of Kansas, interactive communications in a series shall be open if
they collectively involve a majority of the membership of the public body
or agency, share a common topic of discussion concerning the business or
affairs of the public body or agency, and are intended by any or all of the
participants to reach agreement on a matter that would require binding
action to be taken by the public body or agency.

(g) A public body or agency designated in subsection (a) shall record
audio or video of any meeting described in subsection (a) that is required
to be open to the public and shall make such audio or video recording
accessible to the public within 24 hours after such meeting.

(h) The provisions of the open meetings law shall not apply:
(1) To any administrative body that is authorized by law to exercise
quasi-judicial functions when such body is deliberating matters relating to
a decision involving such quasi-judicial functions;
(2) to the prisoner review board when conducting parole hearings or
parole violation hearings held at a correctional institution;
(3) to any impeachment inquiry or other impeachment matter referred
to any committee of the house of representatives prior to the report of such
committee to the full house of representatives; and
(4) if otherwise provided by state or federal law or by rules of the
Kansas senate or house of representatives.

Sec. 2. K.S.A. 2018 Supp. 75-4318 is hereby repealed.
Sec. 3. This act shall take effect and be in force from and after its
publication in the statute book.