

The Kansas Open Records Act governs most records maintained by:



CITIES



COUNTIES



SCHOOL DISTRICTS



STATE AGENCIES

... AND OTHER PUBLIC ENTITIES

For a complete copy of the Kansas Open Records Act, contact your local Freedom of Information Officer or go to www.kslegislature.org, then under "Quick Search" type in the act number in the "Find a Statute" box. The Kansas Open Records Act starts at K.S.A. 45-215.

QUESTIONS?

Contact your local Freedom of Information Officer if you have any questions concerning:

- What records are open and available;
- How to obtain a record;
- Any dispute relating to open records;
- The cost of an open record; or
- Any other question relating to open records.

The local Freedom of Information Officer for this public agency is:

William Ebel, Jr.
Overland Park City Manager

For Freedom of Information Requests Contact:

Marian Cook
Overland Park City Clerk
8500 Santa Fe Drive
Overland Park, KS 66212
913-851-6151
E-mail: cityclerk@opkansas.org



A Guide to
**OPEN
PUBLIC
RECORDS**



WHAT RECORDS ARE AVAILABLE?

Most records maintained by public entities are open for inspection and/or copying by individuals. Commonly requested records include:

- Ordinances
- Resolutions
- Minutes from open meetings
- Salaries of public officials
- Budgets

EXCEPTIONS

The Kansas Open Records Act recognizes that some records contain information which is private in nature. For this reason, the Act lists a number of exceptions. Records which are closed for this reason may include:

- Personnel information of public employees;
- Medical treatment records;
- Records which are protected by the attorney-client privilege or the rules of evidence;
- Records containing personal information compiled for Census purposes;
- Notes and preliminary drafts;
- Criminal investigation records; and
- Several other specific records.

During the 2004 Legislative Session, two new exemptions were added which protect the following records from disclosure:

- Military discharge papers; and
- Records related to security measures.

For a complete listing of exemptions, see K.S.A. 45-221.

HOW TO REQUEST A RECORD

- Step 1 -

Check with the records custodian or local Freedom of Information Officer to determine whether the information that you need is available. Please remember to be courteous and specific when requesting information so that the custodian will be able to serve you better.

- Step 2 -

You may be asked to submit your request for information in writing. The records custodian may have a prepared form for this purpose. Make sure your request is as specific as possible so that your request may be filled quickly and completely. The records custodian may ask detailed questions in order to fulfill your request accurately.

- Step 3 -

Most records will be produced within three business days from the time the request is received. If the request is denied, you will receive a written explanation for the delay or denial.

- Step 4 -

If you have any questions about your request, contact your local Freedom of Information Officer.

FEES

The Kansas Open Records Act authorizes public agencies to charge fees for providing access to or furnishing copies of public records. This fee may be requested in advance and may include:

- Cost of staff time required to make the information available.
- Cost of copying or reproducing the record.



WHY WOULD MY REQUEST BE DENIED?

Although every attempt will be made to provide the information requested, it is not always possible to fulfill the request. There are a number of reasons that a request may be denied:

- The specific record that was requested does not exist;
- The request was unclear and should be resubmitted with more detail;
- The record that was requested is closed to protect an important privacy interest (see the list of exceptions to the Kansas Open Records Act at K.S.A. 45-221).