

**Kansas Administrative Regulations**  
**Agency 19 – Governmental Ethics Commission**

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**Editors' Notes**

Effective July 1, 1998, the Kansas commission on governmental standards and conduct was redesignated as the governmental ethics commission. Rules and regulations of the Kansas commission on governmental standards and conduct were by law specifically retained in force and effect and became the rules and regulations of the governmental ethics commission until amended or revoked by the successor commission.

Effective July 1, 1991, the Kansas commission on governmental standards and conduct was created to replace the Kansas public disclosure commission. Rules and regulations of the Kansas public disclosure commission were by law specifically retained in force and effect and became the rules and regulations of the Kansas commission on governmental standards and conduct until amended or revoked by the successor commission.

Current through Volume 42, No. 39, September 28, 2023. Some sections may be more current. See credits for details.

## **K.A.R. 19-6-1**

### **19-6-1. Nondisclosure and public record.**

(a) (1) Except as otherwise provided by relevant law and as provided in K.A.R. 19-5-5, the following shall be confidential:

(A) All records, complaints, and documents of the commission and all reports filed with, submitted to, or made by the commission; and

(B) all records and transcripts of investigations, inquiries, and hearings of the commission under K.S.A. 46-215 et seq. and K.S.A. 25-4142 et seq. and amendments thereto.

(2) The items specified in this subsection shall not be open to inspection by any individual other than a member of the commission, an employee of the commission, or a state officer or employee designated to assist the commission.

(b) Nothing contained in this regulation shall prohibit any disclosure that is reasonable and necessary to investigate any matter. The following shall be public records and open to public inspection:

(1) Each complaint and any amendments after a determination that probable cause exists;

(2) each answer and any amendments with the consent of the respondent;

(3) any matter presented at a public meeting or public hearing; and

(4) each report of the commission stating a final finding of fact.

(c) Any person subject to an investigation and any respondent may release any report or order issued pursuant to K.A.R. 19-3-1 or K.A.R. 19-5-9 and may comment on the report or order. The confidentiality requirements of relevant law shall be met by all members of the commission and its staff.

#### Credits

(Authorized by K.S.A. 2008 Supp. 25-4119a, K.S.A. 46-253; implementing K.S.A. 25-4161, 25-4165, 46-256, and 46-259.)

(Effective, E-76-52, Oct. 24, 1975; effective, E-77-20, May 1, 1976; effective Feb. 15, 1977; amended May 1, 1980; amended Feb. 12, 2010.)

Current through Volume 42, No. 39, September 28, 2023. Some sections may be more current. See credits for details. Kan. Admin. Regs. 19-6-1, KS ADC 19-6-1

## **K.A.R. 19-6-2**

### **19-6-2. Executive session.**

The commission shall meet in executive session to consider those matters required by relevant law to be confidential. Attendance shall be limited to commission members, authorized staff, and such witnesses or other persons and their respective counsel as are allowed by the commission, at the time scheduled for their appearance. Any party may request at any time during the course of a public proceeding that the commission close the proceedings to the public. For good cause found within the meaning of the relevant law requiring confidentiality, the commission may adjourn into executive session for consideration of those matters required to be kept confidential. The commission upon its own motion for such purpose and upon such a finding may adjourn a public proceeding into an executive session.

#### Credits

(Authorized by K.S.A. 1976 Supp. 25-4119a, 46-253.)

(Effective, E-76-52, Oct. 24, 1975; effective, E-77-20, May 1, 1976; effective Feb. 15, 1977.)

Current through Volume 42, No. 39, September 28, 2023. Some sections may be more current. See credits for details. Kan. Admin. Regs. 19-6-2, KS ADC 19-6-2

## **K.A.R. 19-6-3**

### **19-6-3. Communication with commission.**

Except as expressly permitted herein, parties and their representatives shall not initiate private communications with a commissioner in regard to the case involved, nor shall commissioners privately communicate with the parties or their representatives or witnesses.

#### Credits

(Authorized by K.S.A. 1979 Supp. 25-4119a, 46-253.)

(Effective, E-76-52, Oct. 24, 1975; effective, E-77-20, May 1, 1976; effective Feb. 15, 1977; amended May 1, 1980.)

Current through Volume 42, No. 39, September 28, 2023. Some sections may be more current. See credits for details. Kan. Admin. Regs. 19-6-3, KS ADC 19-6-3