

Approved: 3/25/08  
Date

MINUTES OF THE SENATE ELECTIONS AND LOCAL GOVERNMENT COMMITTEE

The meeting was called to order by Chairman Tim Huelskamp at 1:30 P.M. on February 26, 2008 in Room 423-S of the Capitol.

All members were present.

Committee staff present:

Martha Dorsey, Kansas Legislative Research Department  
Ken Wilke, Revisor of Statutes  
Jerry Donaldson, Legislative Assistant  
Zoie Kern, Committee Assistant

Conferees appearing before the committee:

None

Others attending:

See attached list.

Ken Wilke of the Revisors of Statutes Office gave a summary of balloon to SB621 (Attachment 1).  
Discussion.

Senator Lynn moved and seconded by Senator Reitz to adopt amendment.

Motion carried.

Senator Petersen moved and seconded by Senator Reitz to move out SB 562 to 1010.

Motion carried.

Senator Reitz moved and Senator Petersen to report SB 562 favorably.

Motion carried.

Meeting adjourned.

Respectfully submitted,

Zoie Kern Committee Assistant



SENATE BILL No. 621

By Committee on Elections and Local Government

2-13

9 AN ACT concerning open meetings; pertaining to serial communications  
10 with members of the governing body of municipalities; amending  
11 K.S.A. 75-4317a and repealing the existing section.  
12

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

14 Section 1. K.S.A. 75-4317a is hereby amended to read as follows: 75-  
15 4317a. (a) As used in this act, "meeting" means any gathering, assembly,  
16 telephone call or any other means of interactive communication by a  
17 majority of a quorum of the membership of a body or agency subject to  
18 this act for the purpose of discussing the business or affairs of the body  
19 or agency.

20 (b) *Any meeting by persons who are members of a body or agency*  
21 *subject to this act and who constitute less than a majority of a quorum*  
22 *shall be open to the public if such meeting is one in a series [intended to*  
23 *determine, influence or develop consensus of a majority of a quorum of*  
24 *the body or agency and] to subvert the policy of open public meetings as*  
25 *pronounced in subsection (a) of K.S.A. 75-4317, and amendments thereto.*

26 [(c) *A meeting shall be deemed to be serial if such meeting involves*  
27 *less than a majority of a quorum of a public body but is one in a series*  
28 *of meetings that collectively involve a majority of a quorum and that share*  
29 *a common topic of discussion of the business or affairs of that body or*  
30 *agency. A serial meeting that must be open to the public includes those*  
31 *in which a non-member of the body or agency meets individually with*  
32 *members intending to determine, influence or develop consensus of a ma-*  
33 *jority of a quorum of the body or agency and to subvert the policy of open*  
34 *public meetings as pronounced in subsection (a) of K.S.A. 75-4317 and*  
35 *amendments thereto.]*

36 Sec. 2. K.S.A. 75-4317a is hereby repealed.

37 Sec. 3. This act shall take effect and be in force from and after its  
38 publication in the statute book.

that (1) collectively involve a majority of a quorum, (2) share a common topic of discussion of the affairs of the body or agency, (3) are intended by any participant or participants to determine, influence or develop consensus of a majority of a quorum in preparation for binding action concerning the common topic and (4) are intended

This subsection shall not be construed to prohibit meetings by less than a majority of a quorum of members except when such meetings occur in a series with intent as specified herein.

Senate Elections & Local  
Government Committee  
2/26/08  
Attachment 1