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MEMORANDUM

To: State Employee Pay Plan Oversight Committee
From: Jim Wilson, First Assistant Revisor of Statutes
Date: December 18, 2008
Subject: Draft Bill – Salary Survey Results Confidential

The attached draft bill would provide confidentiality for information contained in responses to wage and salary surveys conducted to provide wage and salary information about jobs in other public and private employment by the director of personnel services under K.S.A. 75-2938, and amendments thereto.

I prepared this draft in consultation with and at the direction of Chairperson George. This bill would provide for confidentiality for such survey results and the confidentiality would not be subject to the Kansas Open Records Act or to automatic expiration in accordance with the provisions of subsection (b) of K.S.A. 2007 Supp. 45-229, and amendments thereto. That statute provides:

“. . . any new exception to disclosure or substantial amendment of an existing exception shall expire on July 1 of the fifth year after enactment of the new exception or substantial amendment, unless the legislature acts to continue the exception. A law that enacts a new exception or substantially amends an existing exception shall state that the exception expires at the end of five years and that the exception shall be reviewed by the legislature before the scheduled date.”

If you have any questions, please do not hesitate to contact me.