

HOUSE BILL No. 2408

By Committee on Taxation

3-22

1 AN ACT concerning the department of revenue; relating to persons with
2 access to federal tax information; fingerprinting.

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

5 Section 1. (a) The secretary of revenue may require, as a qualification
6 for initial or continuing employment or contracting with the department of
7 revenue, all persons having access to federal tax information received
8 directly from the internal revenue service to be fingerprinted and submit to
9 a state and national criminal history record check. The fingerprints shall be
10 used to identify the person and to determine whether the person has a
11 record of criminal arrests and convictions in this state or other
12 jurisdictions. The secretary is authorized to submit the fingerprints to the
13 Kansas bureau of investigation and the federal bureau of investigation for
14 a state and national criminal history record check. Local and state law
15 enforcement officers and agencies shall assist the secretary in the taking
16 and processing of fingerprints of such persons and shall release all records
17 of a person's arrests and convictions to the secretary.

18 (b) The secretary may use the information obtained from
19 fingerprinting and a person's criminal history only for the purposes of
20 verifying the identification of such person and in the official determination
21 of the fitness of such person's qualification for initial or continuing
22 employment. Disclosure or use of any information received by the
23 secretary or a designee of the secretary for any purpose other than the
24 purpose provided for in this section shall be a class A nonperson
25 misdemeanor and shall constitute grounds for removal from office or
26 termination of employment. Nothing in this section shall prevent
27 disclosure of any information received by the secretary pursuant to this
28 section to the post auditor in accordance with the provisions of the
29 legislative post audit act.

30 (c) Whenever the secretary requires fingerprinting, any associated
31 costs shall be paid by the agency or contractor.

32 Sec. 2. This act shall take effect and be in force from and after its
33 publication in the statute book.