



January 5, 2024

VIA EMAIL

Kansas Department of Commerce
Sam Blasi, Attorney
1000 SW Jackson, Suite 100
Topeka, KS 66612
Email: sam.blasi@ks.gov

Re: Kansas Open Records Act Request

Dear KORA Officer:

We write on behalf of the Kansas Chapter of Americans for Prosperity Foundation (“AFPF”), a 501(c)(3) nonprofit organization committed to educating and training Americans to be courageous advocates for the ideas, principles, and policies of a free and open society.¹ Pursuant to the Kansas Open Records Act (“KORA”), Kan. Stat. Ann. § 45-215 *et seq.*, AFPF hereby requests the following annual and quarterly reports required to be created under Section 10 of the Attracting Powerful Economic Expansion Act (APEX) Act, Kan. Stat. Ann. § 74-50 *et seq.*:

1. All quarterly reports prepared for the chairperson of the Senate Committee on Commerce or the House Committee on Commerce, Labor, and Economic Development pursuant to the APEX Act.
2. All annual reports prepared for the Office of the Governor, Senate Committee on Commerce, Senate Committee on Assessment and Taxation, House Committee on Taxation, or the House Committee on Commerce, Labor, and Economic Development pursuant to the APEX Act.

Request for a Public Interest Fee Waiver

AFPF requests a waiver of any and all applicable fees. The KORA gives agencies discretion on whether to charge fees, noting that a “**public agency may charge** and require advance payment of a fee for providing access to or furnishing copies of public records, subject to K.S.A. 45-219.” Kan. Stat. Ann. § 45-218(f) (emphasis added).

AFPF’s KORA request is in the public interest because the records requested would shed light on the activities of government and AFPF intends to educate the public with the results of this KORA request. Further, AFPF is a non-profit organization as defined under Section 501(c)(3) of the Internal Revenue Code, and it has no commercial interest in making this request.

¹ See AMS. FOR PROSPERITY FOUND., <https://americansforprosperityfoundation.org/> (last visited Jan. 3, 2024).

In addition, the records responsive to this request should not be voluminous and can be provided with less than one hour of staff time.

Record Production and Contact Information

To facilitate document review, please provide the responsive documents in electronic form in lieu of a paper production. If a certain portion of responsive records can be produced more readily, AFPF requests that those records be produced first and the remaining records be produced on a rolling basis as circumstances permit. If you have any questions about this request, please contact us at KSchmidt@afphq.org and EPatton@afphq.org. Thank you for your attention to this matter.



ELIZABETH PATTON
STATE DIRECTOR, AFPF KANSAS



KEVIN SCHMIDT
DIRECTOR OF INVESTIGATIONS, AFPF