

IN THE SUPREME COURT OF THE STATE OF KANSAS

Administrative Order No. 73


Re: Access of Employees of the Legislative Division  
of Post Audit to Files of  
Child in Need of Care Proceedings

Pursuant to K.S.A. 1989 Supp. 38-1506(a)(4) & (b), the Supreme Court hereby authorizes auditors employed by the Legislative Division of Post Audit to examine files described in K.S.A. 1989 Supp. 38-1506(a) & (b) to determine whether applicable state laws, policies, deadlines, and procedures under the Kansas Code for Care of Children, K.S.A. 38-1501 et seq., and which pertain to Child in Need of Care proceedings, are being satisfied by the Department of Social and Rehabilitation Services and the courts.

The authority granted by this order is limited to Barton, Cherokee, Geary, Finney, Johnson, Marshall, Sedgwick, Shawnee, Thomas and Wyandotte counties, and to specific cases. Prior to the beginning of the audit, the Judicial Administrator shall inform each of the courts involved in the audit of the dates of the audit and the specific cases to be examined. Court personnel are directed to cooperate with the auditors, and may remain with them during the audit to answer questions and provide documentation.

No documents or parts of documents in the files examined shall be copied or removed from the court by the auditors, and no person performing the post audit may, directly or indirectly, disclose the names or identities of any parties to the proceedings documented by the files. K.S.A. 1989 Supp. 38-1506 prohibits disclosure of these files to unauthorized persons and thus declares them confidential. K.S.A. 1989 Supp. 46-1106(g) and 46-1114(b) impose the same duty of confidentiality upon post auditors and staff as is imposed upon court personnel.

BY ORDER OF THE COURT this 29<sup>th</sup> day of October 1990.

  
Richard W. Holmes  
Chief Justice

R.G.  
HS  
Pat  
copy to Kay  
Lynn Boering