

# 21-3914

## Chapter 21.--CRIMES AND PUNISHMENTS

### PART II.--PROHIBITED CONDUCT

#### Part 2.--Prohibited Conduct

#### Article 39.--CRIMES AFFECTING PUBLIC TRUSTS

**21-3914. Unlawful use of names derived from public records.** (a) No person shall knowingly sell, give or receive, for the purpose of selling or offering for sale any property or service to persons listed therein, any list of names and addresses contained in or derived from public records except:

(1) Lists of names and addresses from public records of the division of vehicles obtained under K.S.A. 74-2012, and amendments thereto;

(2) lists of names and addresses of persons licensed, registered or issued certificates or permits to practice a profession or vocation may be sold or given to, and received by, an organization of persons who practice that profession or vocation for membership, informational or other purposes related to the practice of the profession or vocation;

(3) lists of names and addresses of persons applying for examination for licenses, registrations, certificates or permits to practice a profession or vocation shall be sold or given to, and received by, organizations providing professional or vocational educational materials or courses to such persons for the sole purpose of providing such persons with information relating to the availability of such materials or courses;

(4) lists of names, addresses and other information from voter registration lists may be compiled, used, given, received, sold or purchased by any person, as defined in K.S.A. 21-3110 and amendments thereto, solely for political campaign or election purposes; and

(5) to the extent otherwise authorized by law.

(b) Violation of this section is a class C misdemeanor.

(c) The provisions of this section shall not apply to nor impose any criminal liability or penalty upon any public official, public agency or records custodian for

granting access to or providing copies of public records or information containing names and addresses, in good faith compliance with the Kansas open records act, to a person who has made a written request for access to such information and has executed a written certification pursuant to subsection (c)(2) of K.S.A. 45-220 and amendments thereto.

**History:** L. 1984, ch. 187, § 11; L. 1984, ch. 282, § 5; L. 1994, ch. 190, § 4; L. 1994, ch. 317, § 1; July 1.