

IN THE SUPREME COURT OF THE STATE OF KANSAS

Administrative Order

2023-RL-018

**Order Continuing Temporary Rules on Media and Public Access to
Court-Initiated Livestreams**

This order supersedes and rescinds 2022-PR-083, District and Appellate Courts Operations as of December 31, 2022. This order continues temporary rules on media and public access through court-initiated livestreamed proceedings previously found in 2022-PR-083.

Section A: Media and Public Access

Some courts are using court-initiated livestreams to provide media and public access to court proceedings. While Supreme Court Rules 1001 and 1002 address use of electronic devices by those who are physically present in a courtroom or court facility, those rules do not address court-initiated livestreams. By this order, the following rules apply to court-initiated livestreamed judicial proceedings:

- When public access to a proceeding is via livestream, a hearing should convene publicly in open court with the livestream activated;
- If a party requests to limit public access to the hearing, the closure must comply with applicable law, including K.S.A. 60-2617;
- An attorney has the responsibility to prevent attorney-client privileged communications from being broadcast or recorded; and
- No electronic communication of a court proceeding, except any recording of the proceeding created by the court or its personnel for the purpose of creating a record, will affect the official court record of the proceeding for purposes of appeal or otherwise.

Section B: Interaction with Other Administrative Orders

1. This order supersedes and rescinds 2022-PR-083, District and Appellate Courts Operations as of December 31, 2022.

2. This order does not affect any provisions in prior orders issued by the Chief Justice related to 2020 House Substitute for Senate Bill 102, and its amendments, including 2021-PR-021.

Dated this 5th day of May 2023.

FOR THE COURT

A handwritten signature in blue ink that reads "Marla Luckert". The signature is written in a cursive style with a long horizontal stroke at the end.

MARLA LUCKERT
Chief Justice