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**Robert Stivers**  
President, LRC Co-Chair  
**David Givens**  
President Pro Tempore  
**Damon Thayer**  
Majority Floor Leader  
**Morgan McGarvey**  
Minority Floor Leader  
**Julie Raque Adams**  
Majority Caucus Chair  
**Reginald Thomas**  
Minority Caucus Chair  
**Mike Wilson**  
Majority Whip  
**Dennis Parrett**  
Minority Whip



**LEGISLATIVE RESEARCH COMMISSION**

State Capitol 700 Capital Avenue Frankfort KY 40601

**502-564-8100**

Capitol Fax 502-564-2922

Annex Fax 502-564-6543

legislature.ky.gov

**Jay D. Hartz**  
Director

HOUSE MEMBERS

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Speaker, LRC Co-Chair  
**David Meade**  
Speaker Pro Tempore  
**Steven Rudy**  
Majority Floor Leader  
**Joni L. Jenkins**  
Minority Floor Leader  
**Suzanne Miles**  
Majority Caucus Chair  
**Derrick Graham**  
Minority Caucus Chair  
**Chad McCoy**  
Majority Whip  
**Angie Hatton**  
Minority Whip

November 24, 2021

Dave Meyer  
812 Willard Street  
Covington, KY 41011

Via Email To: [records@americanoversight.org](mailto:records@americanoversight.org)

Re: Records Request

Dear Mr. Meyer (through Khahilia Shaw),

We received a records request from you by electronic mail to the Legislative Research Commission's (LRC) Public Information Manager, Mike Wynn. As an initial matter, please note that KRS 7.119(3) provides that all records requests involving the Kentucky General Assembly or the LRC shall be directed to the director of the LRC, Jay Hartz, or by agency practice may be sent to the General Counsel's office, which ensures our agency's most expeditious attention to your request.

As for your e-mail, you request the following:

All email communications (including emails, complete email chains, calendar invitations, and attachments thereto) and text message threads/conversations between (a) any of the Kentucky General Assembly members listed below, or anyone communicating on their behalf, and (b) any of the U.S. Congress members or staff listed below.

Kentucky General Assembly Members:

- i. Representative David Osborne, Speaker
- ii. Representative David Meade, Speaker Pro Tempore
- iii. Representative Jerry Miller
- iv. Representative Adam Bowling
- v. Representative Kevin Bratcher
- vi. Representative Jennifer Decker

- vii. Representative Jim DuPlessis
- viii. Representative Jason Nemes
- ix. Representative Steven Rudy
- x. Senator Robert Stivers, President
- xi. Senator David Givens, President Pro Tempore
- xii. Senator Robby Mills
- xiii. Senator Michael Nemes
- xiv. Senator Ralph Alvarado
- xv. Senator Christian McDaniel
- xvi. Senator Damon Thayer
- xvii. Senator Phillip Wheeler

U.S. House of Representatives Members and Staff:

- i. Representative James Comer, or his Chief of Staff, Caroline Cash
- ii. Representative S. Brett Guthrie, or his Chief of Staff, Eric Bergren
- iii. Representative Thomas Massie, or his Chief of Staff, Matt Gurtler
- iv. Representative Harold Rogers, or his Chief of Staff, Jakob Johnsen
- v. Representative Andy Barr, or his Chief of Staff, Mary Rosado
- vi. Senator Mitch McConnell, his Chief of Staff, Terry Carmack, or anyone communicating from Senator McConnell's office (including, but not limited to, anyone communicating from an email address ending in @mcconnell.senate.gov)

Please provide all responsive records from November 3, 2020, through the date the search is conducted.

Please note that the records you request, if any exist, are prohibited from being disclosed under KRS 7.119(4). Additionally, even if the records you request exist and were not prohibited from being disclosed by KRS 7.119(4), and even if the records of the legislative branch of Kentucky were subject to the open records act, your request does not precisely describe any particular public record(s) that are readily available within our agency and/or your request contains multiple and broad search parameters, including but not limited to "all email communications . . . and text message threads/conversations" and covers a period of more than one year, which would place an unreasonable burden on our agency to identify and produce any responsive records, and therefore your request is not within the open records act, as provided in KRS 61.872.

Further, even if the records you request exist and are within the statutes relating to legislative branch records, those records could contain information of a personal nature where the disclosure thereof would constitute a clearly unwarranted invasion of personal privacy, or be preliminary in nature and represent drafts, notes, correspondence with private individuals, preliminary recommendations, or other preliminary memoranda in which opinions are expressed or policies formulated or recommended, and would therefore also be exempt from disclosure under KRS 61.878(1)(a), (i), and (j). Additionally, neither the General Assembly nor the Legislative Research Commission provide cell phones or other mobile devices to the members of the General Assembly, so some of the records you request, if any exist, such as text messages, would have been created on a personal device that was not paid for with public funds and are not considered public records subject to disclosure under 21-ORD-127.

Finally, the requested records, if any exist, would be legislative records pertaining to the business of the General Assembly, including potentially the development or passage of legislation, which are privileged communications that are protected from disclosure under KRS 7.117, 7.119, 7.120, 61.878(1)(l), Kentucky Constitution Section 43, the Senate and House Rules adopted under Kentucky Constitution Section 39, and the historical practices and procedures of the Kentucky Senate and House of Representatives and the Legislative Research Commission.

Thank you for your request. Please let me know if you have any questions or concerns.

Sincerely,

s/Greg Woosley

Greg Woosley  
General Counsel