



COMMONWEALTH OF KENTUCKY OFFICE OF THE ATTORNEY GENERAL

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25-ORD-181

July 18, 2025

In re: Kurt Wallace/Bullitt County Fiscal Court

Summary: The Bullitt County Fiscal Court (“the Fiscal Court”) violated the Open Records Act (“the Act”), when it failed to issue a response to a request for records within five business days.

Open Records Decision

On June 10, 2025, Kurt Wallace (“Appellant”) submitted an eight-part request for records to the Fiscal Court. On June 19, 2025, having yet to receive a response from the Fiscal Court, the Appellant initiated this appeal.

Under KRS 61.880(1), upon receiving a request for records under the Act, a public agency “shall determine within five (5) [business] days . . . after the receipt of any such request whether to comply with the request and shall notify in writing the person making the request, within the five (5) day period, of its decision.” Here, the Appellant submitted his request to the Fiscal Court on June 10, 2025, but had not received a response as of June 19, 2025, the seventh business day following the submission of his request. On appeal, the Fiscal Court does not claim to have timely responded to the Appellant’s request.¹ Thus, the Fiscal Court violated the Act when it failed to respond to the Appellant’s request within five business days.

A party aggrieved by this decision may appeal it by initiating an action in the appropriate circuit court under KRS 61.880(5) and KRS 61.882 within 30 days from the date of this decision. Under KRS 61.880(3), the Attorney General shall be notified of any action in circuit court, but shall not be named as a party in that action or in

¹ The Fiscal Court also did not respond to the Office’s notice of appeal issued on June 23, 2025. On July 7, 2025, the Office inquired to the Fiscal Court as to whether it intended to respond to this appeal and it responded the same day that it “will respond to [it] ASAP.” However, as of July 16, 2025, the Office had yet to receive any further response from the Fiscal Court related to this appeal.

any subsequent proceedings. The Attorney General will accept notice of the complaint emailed to OAGAppeals@ky.gov.

Russell Coleman
Attorney General

/s/ Matthew Ray
Matthew Ray
Assistant Attorney General

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Distributed to:

Kurt Wallace
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