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300 SW TENTH AVENUE ▪ SUITE 24-E ▪ TOPEKA, KS 66612 ▪ (785) 296-2321

MEMORANDUM

To: Senate Committee on Commerce
From: Office of Revisor of Statutes
Date: March 3, 2026
Subject: House Bill No. 2719

Summary

House Bill No. 2719 relates to administrative rules and regulations and would provide the following:

- An exception to the rules and regulations filing act for technical amendments;
- Create a process for certain rules and regulations to receive priority status in the adoption process;
- A new public notice and request for public input requirement;
- Remove references to revival of rules and regulations;
- Clarify that the department of the budget is not required to approve proposed rules and regulations mandated by the federal government;
- Add references to department of corrections rules and regulations that are not subject to the act; and
- Clarify that disposal schedules by the state records board are not rules and regulations.

New Section 1 provides that an agency shall not be required to initiate new rulemaking proceedings if only proposing technical amendments to an existing rule or regulation. The technical amendments may be adopted immediately upon review and approval by the Department of Administration. "Technical amendment" is defined as a nonsubstantive change to a rule or regulation that includes only certain changes, such as updating or changing cross references, renumbering or redesignating sections and subsections, etc., correcting spelling errors, replacing

obsolete agency, board or position titles with current names, changing addresses and telephone numbers and revising references to state forms or publications.

New Section 2 creates a priority status process for certain proposed rules and regulations to be processed ahead of any other proposed rule and regulation currently in process by the adopting agency, the department of administration, the attorney general, the department of the budget or the secretary of state.

Section 4 amends K.S.A. 2025 Supp. 77-415 to define "Priority" or "priority status" to means a proposed rule and regulation that an agency has been directed to adopt by an act of the legislature:
(A) Within nine months of the act's effective date; or
(B) that has specified the adoption of such rule and regulation shall receive priority status.

Section 5 amends K.S.A. 2025 Supp. 77-416 to clarify that the department of the budget is not required to approve certain proposed rules and regulations mandated by the federal government prior to the agency submitting such rule and regulation to the secretary of state. The bill also removes a provision that requires a statement about the hearing with the economic impact statement.

Section 6 amends K.S.A. 77-419 to remove references to the revival of rules and regulations.

Section 7 amends K.S.A. 2025 Supp. 77-420 to establish a new requirement for public notice and request for public notice at least 15 days prior to submitting any proposed new or amended rule and regulation to the department of administration. Such public notice shall include a summary of the substantive content of the rule and regulation, the agency's intent regarding the scope and substantive content of the rule and regulation and a citation to the authorizing statute or enacted bill and invite public comment. The public notice shall be: (A) Posted on the state agency's website and the secretary of state's website; (B) included in the secretary of state's rules and regulations subscription service; and (C) emailed to each member of the Kansas house of representatives and the senate.

Section 8 amends K.S.A. 2025 Supp. 77-421 to standardize references to the director of the budget and require that the agency file a statement with the secretary of state specifying the time and place of the public hearing if held prior to adoption of the rule and regulation and the number of members of the public that attended the hearing. This is a change from the statement's current filing with the economic impact statement, K.S.A. 77-416, to filing with the adopted rules and regulations, K.S.A. 77-421.

Section 9 amends K.S.A. 77-437 to revise the language to clarify that all temporary and permanent rules and regulations of the secretary of corrections and the Kansas adult authority shall be subject to all of the provisions of the rules and regulations filing act except as provided by K.S.A. 77-415.

Section 10 amends K.S.A. 2025 Supp. 77-441 to correct an internal reference to properly reflect temporary rules and regulations adopted pursuant to K.S.A. 77-422.

Section 3 amends K.S.A. 75-3504 to remove the requirement that the state records board file disposal schedules with the secretary of state and to clarify that disposal schedules established by the state records board are not rules and regulations by distinguishing between establishing disposal schedules and rule and regulation adoption.

The bill also repeals K.S.A. 77-418 as the provision is duplicative.

The bill would take effect from and after its publication in the statute book.

The bill was placed on the consent calendar and passed the House on February 19, 2026, on a vote of 121-0.