

SESSION OF 2010

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 439**

As Amended by House Committee on  
Judiciary

**Brief\***

SB 439 would update and clarify the laws regarding the publication of the *Kansas Register*. Specifically, the bill would:

- Require the *Kansas Register* to publish all notices of hearings on proposed administrative rules and regulations and the full texts of all administrative regulations that have been adopted and filed with the Secretary of State;
- Require each issue of the *Kansas Register* to have a table of contents;
- Require the *Kansas Register* to publish a cumulative index, at least annually;
- Clarify that paper copies of the *Kansas Register* would be made available upon a payment of a fee fixed by the Secretary of State;
- Require each agency to designate a liaison through whom all required documents may be electronically submitted to the Secretary of State for publication in the *Kansas Register*; and
- Require other entities to submit documents electronically to the Secretary of State for publication in the *Kansas Register*.

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

## **Background**

The proponent of the bill who presented testimony in the Senate Committee hearing was a representative of the Kansas Secretary of State's Office.

There were no opponents of the bill who presented testimony in the Senate Committee hearing.

The Senate Committee was of the opinion that the bill is of a noncontroversial nature and placed it on the Consent Calendar.

In the House Judiciary Committee, a representative of the Kansas Secretary of State's Office presented testimony in favor of the bill. No opponents presented testimony.

The House Judiciary Committee amended the bill to include language that had been stricken in the original version of the bill which gives the Secretary of State the authority to publish a summary of all proposed or adopted administrative rules and regulations. Although the Secretary of State's Office arguably would have retained that authority due to language currently appearing in KSA 75-430, which allows the Secretary to omit any information deemed "cumbersome, expensive, or otherwise inexpedient," the language was restored to avoid confusion on the issue. The House Judiciary Committee also made technical amendments to the bill.

The fiscal note provided on this bill, as introduced, states that the Secretary of State indicates passage of the bill would produce savings in employee time and the cost of rekeying material by requiring agencies to submit items for publication in electronic format. The amount of savings cannot be estimated.