Session of 2025

HOUSE BILL No. 2055

By Committee on Elections

Requested by Representative Waggoner

1-22

AN ACT concerning certain state offices; relating to the filling of a vacancy in the offices of the state treasurer and the commissioner of insurance; requiring appointment of a person of the same political party as the incumbent; requiring senate confirmation of such appointment; amending K.S.A. 25-101b and 40-106 and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 25-101b is hereby amended to read as follows: 25-101b. At the general election held in 1978 and each four ~~(4)~~ years thereafter, there shall be elected a treasurer for the state of Kansas, whose term of office shall be four ~~(4)~~ years beginning on the second Monday in January next succeeding such treasurer's election. In case of a vacancy in such office, the governor shall appoint ~~some~~ *a* suitable person *who shall be registered with the same political party as that of the state treasurer elected at the immediately preceding election for such office,* to serve for the unexpired term and until a successor is elected and qualified. *If the state treasurer elected at the immediately preceding election for such office was not registered with any political party, then the governor shall appoint a suitable person to serve for the unexpired term and until a successor is elected and qualified. Appointments by the governor under this section shall be subject to confirmation by the senate as provided in K.S.A. 75-4315b, and amendments thereto. Except as provided by K.S.A. 46-2601, and amendments thereto, no person appointed to the office of state treasurer shall exercise any power, duty or function as state treasurer until confirmed by the senate.*

Sec. 2. K.S.A. 40-106 is hereby amended to read as follows: 40-106. At the general election held in 1978 and each four ~~(4)~~ years thereafter, there shall be elected a commissioner of insurance for the state of Kansas, whose term of office shall be four ~~(4)~~ years beginning on the second Monday in January next succeeding such commissioner's election. In case of a vacancy in such office the governor shall appoint ~~some~~ *a* suitable person *who shall be registered with the same political party as that of the commissioner of insurance elected at the immediately preceding election for such office,* to serve for the unexpired term and until a successor is

elected and qualified. *If the commissioner of insurance elected at the immediately preceding election for such office was not registered with any political party, then the governor shall appoint a suitable person to serve for the unexpired term and until a successor is elected and qualified. Appointments by the governor under this section shall be subject to confirmation by the senate as provided in K.S.A. 75-4315b, and amendments thereto. Except as provided by K.S.A. 46-2601, and amendments thereto, no person appointed to the office of commissioner of insurance shall exercise any power, duty or function as commissioner of insurance until confirmed by the senate.*

Sec. 3. K.S.A. 25-101b and 40-106 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the statute book.