

SENATE BILL No. 161

By Committee on Government Efficiency

2-3

1 AN ACT concerning public assistance; requiring approval by an act of the
2 legislature prior to any state agency seeking or implementing any
3 public assistance program waiver or other authorization from the
4 federal government that expands eligibility for any public assistance
5 program or increases cost to the state **or making certain changes in**
6 **services for persons with intellectual or developmental disabilities;**
7 **authorizing approval of waivers or other authorizations by the**
8 **legislative coordinating council when the legislature is not in session.**
9

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

11 Section 1. (a) **Except as provided further,** on and after July 1, 2025,
12 no state agency shall seek or implement any public assistance program
13 waiver or other authorization from the federal government, including, but
14 not limited to, a medicaid state plan, state plan amendment, state
15 demonstration or a waiver pursuant to section 1115 or 1915 of the federal
16 social security act, that would expand eligibility for any public assistance
17 program to any additional individuals or class of individuals or would
18 increase any cost to the state unless the legislature expressly consents to,
19 and approves of, such waiver or other authorization by an act of the
20 legislature. **The legislative coordinating council, as provided in K.S.A.**
21 **46-1202, and amendments thereto, may approve such waiver or other**
22 **authorization when the legislature is not in session.** The provisions of
23 this paragraph section shall not affect any state plan amendment or waiver
24 program already being implemented prior to July 1, 2025.

25 (b) **On and after July 1, 2025, no state agency shall seek or**
26 **implement any change to funding structures, day services or targeted**
27 **case management services for persons with intellectual or developmental**
28 **disabilities unless the legislature expressly consents to, and approves of,**
29 **such change by an act of the legislature.**

30 (c) For purposes of this section:

31 (1) "Public assistance program" means any assistance under K.S.A.
32 39-709, and amendments thereto; and

33 (2) "state agency" means the same as defined in K.S.A. 75-3701, and
34 amendments thereto.

35 Sec. 2. This act shall take effect and be in force from and after its
36 publication in the statute book.