

SESSION OF 2025

**SUPPLEMENTAL NOTE ON HOUSE CONCURRENT  
RESOLUTION NO. 5008**

As Amended by House Committee on Judiciary

**Brief\***

HCR 5008, as amended, if adopted by a two-thirds majority of each chamber of the Kansas Legislature and approved by voters, would amend the *Kansas Constitution* to create a new section in Article 2 concerning legislative revision or revocation of administrative rules and regulations.

The new section would state the People's duly elected or appointed representatives and senators may revise or revoke administrative rules and regulations, or any portion of such, by adoption of a concurrent resolution.

The resolution requires the following explanatory statement to be printed on the ballot with the text of the amendment if it is submitted to the voters for their approval:

The purpose of this amendment is to protect the people of Kansas from burdensome rules and regulations and to promote accountability and transparency by providing oversight of rules and regulations. This amendment allows the People's representatives and senators to revise or revoke rules and regulations that are unnecessary, burdensome, or otherwise not beneficial to the public good.

A vote for this proposition would authorize the People's representatives and senators to revise or revoke rules and regulations that are

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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 <https://klrd.gov/>

unnecessary, burdensome, or otherwise not beneficial to the public good.

A vote against this proposition would allow the executive branch agencies and officials to continue adopting rules and regulations that have the force and effect of law without oversight from the elected representatives of the People to directly revise or revoke such rules and regulations.

If approved by two-thirds of the Legislature, the text of the resolution and the ye and nay votes of both the Kansas House of Representatives and the Kansas Senate would be published in the journals of both chambers.

The resolution requires the Secretary of State to publish the resolution and to submit the proposed constitutional amendment to voters at a special election on August 4, 2026, to coincide with the date of the 2026 Primary Election.

## **Background**

The concurrent resolution was introduced by the House Committee on Judiciary at the request of Representative Wasinger on behalf of Representative B. Carpenter.

## ***House Committee on Judiciary***

In the House Committee meeting, **proponent** testimony was provided by Representative Wasinger and representatives of Americans for Prosperity-Kansas, Kansas Chamber, and Pacific Legal Foundation. The conferees stated their concern with state agencies attempting to legislate through the rules and regulations process and that rules and regulations could result in additional costs to businesses.

Written-only proponent testimony was provided by representatives of the Kansas Bankers Association, Kansas Cooperative Council, and Opportunity Solutions Project; and Kansas Agribusiness Retailers Association, Kansas Grain & Feed Association, and Renew Kansas Biofuels Association.

Written-only opponent testimony was provided a representative of the ACLU-Kansas, and by six private citizens.

No other testimony was provided.

The Committee amended the bill to:

- Replace language regarding general legislative oversight and replace with language regarding legislative revision or revocation of rules and regulations;
- Remove references to the Legislature and replace with “the People’s representatives and senators”; and
- Remove language that would limit the reasons the Legislature could revoke or revise rules and regulations.

Rules and regulations; revision; revocation; *Kansas Constitution*; Kansas Legislature