

House Substitute for SENATE BILL No. 11

By Committee on Appropriations

6-5

1 AN ACT concerning state officers and employees; relating to duties of the
2 secretary of administration; concerning essential state employees;
3 amending K.S.A. 2014 Supp. 75-3747 and repealing the existing
4 section.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 2014 Supp. 75-3747 is hereby amended to read as
8 follows: 75-3747. (a) The secretary of administration shall:

9 (1) As provided in K.S.A. 75-3706, and amendments thereto, adopt,
10 modify and adopt or reject rules and regulations prepared and
11 recommended by the director of personnel services for carrying out the
12 purposes of this act and the Kansas civil service act;

13 (2) perform all powers and duties prescribed by law with respect to
14 civil service and personnel administration. *On June 5, 2015, through sine*
15 *die adjournment of the 2015 regular legislative session, for the purposes*
16 *of civil service and personnel administration relating to state officers or*
17 *employees being furloughed, every state officer or employee shall be*
18 *considered an essential officer or employee;*

19 (3) adopt, as provided in K.S.A. 75-3706, and amendments thereto,
20 special rules and regulations or exceptions to general rules and regulations
21 for those agencies listed in K.S.A. 75-2934, and amendments thereto, to
22 insure compliance with federal laws and regulations;

23 (4) when the services of the division of personnel services and the
24 state civil service board are required, enter into agreements with the state
25 adjutant general whereby the cost incurred in connection with the
26 assignment of positions to classes and with the examination, selection,
27 promotion, transfer, discipline or hearing of appeals of employees in
28 county, city and interjurisdictional disaster agencies and in the division of
29 emergency management under the jurisdiction of the adjutant general shall
30 be paid in whole or in part from moneys granted by the federal
31 government for the administration of state laws and state plans
32 administered by the adjutant general; *and*

33 (5) when necessary to facilitate activities relating to civil service and
34 personnel administration, enter into contracts with other state agencies for
35 such purposes.

36 (b) The adjutant general may enter into the agreements described in

1 ~~paragraph (5)~~ of subsection (a)(5) with the secretary of administration. All
2 moneys paid under such agreements or from other sources shall be
3 remitted to the state treasurer in accordance with the provisions of K.S.A.
4 75-4215, and amendments thereto. Upon receipt of each such remittance,
5 the state treasurer shall deposit the entire amount in the state treasury to
6 the credit of the state general fund.

7 (c) The secretary of administration may:

8 (1) Perform duties and functions provided in the Kansas civil service
9 act;

10 (2) make investigations either at the request of the governor, or upon
11 petition of a citizen for just cause, or of its own motion, concerning the
12 enforcement and effect of the Kansas civil service act; and

13 (3) make the services and facilities of the division of personnel
14 services and its staff available upon request, subject to rules and
15 regulations adopted as provided in K.S.A. 75-3706, and amendments
16 thereto, to political subdivisions of the state.

17 (d) In making available the service and facilities prescribed in
18 ~~paragraph (3)~~ of subsection (c)(3), it shall be understood that requirements
19 for the enforcement and administration of the provisions of this act shall
20 be given precedence and that the political subdivisions shall reimburse the
21 state for the reasonable cost of such services and facilities, and such
22 reimbursement moneys shall be remitted to the state treasurer in
23 accordance with the provisions of K.S.A. 75-4215, and amendments
24 thereto. Upon receipt of each such remittance, the state treasurer shall
25 deposit the entire amount in the state treasury to the credit of the state
26 general fund.

27 Sec. 2. K.S.A. 2014 Supp. 75-3747 is hereby repealed.

28 Sec. 3. This act shall take effect and be in force from and after its
29 publication in the Kansas register.