

KANSAS OFFICE of
REVISOR of STATUTES

LEGISLATURE of THE STATE of KANSAS
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MEMORANDUM

To: Joint Committee on Administrative Rules and Regulations
From: Office of Revisor of Statutes
Date: December 23, 2020
Subject: Authority for Proposed Rules and Regulations for January 5, 2020 Meeting

State Bank Commissioner: K.A.R. 17-24-2

Authorized by: K.S.A. 2020 Supp. 9-2209

K.S.A. 9-2209: (a) (1) Adopt rules and regulations as necessary to carry out the intent and purpose of this act and to implement the requirements of applicable federal law;

...

(3) charge reasonable costs of investigation, examination and administration of this act, to be paid by the applicant, licensee or registrant. The commissioner shall establish such fees in such amounts as the commissioner may determine to be sufficient to meet the budget requirements of the commissioner for each fiscal year. Charges for administration of this act shall be based on the licensee's loan volume;

Real Estate Commission: K.A.R. 86-3-10, K.A.R. 86-3-18, K.A.R. 86-3-21 (revocation), K.A.R. 86-3-22

Authorized by: K.S.A. 74-4202

K.S.A. 74-4202: (b) ...The commission may do all things necessary and convenient for carrying into effect the provisions of the acts and may adopt rules and regulations consistent with the acts. For the purpose of the acts, the commission shall make all necessary investigations, and every licensee shall furnish to the commission such evidence as the licensee may have as to any violation the acts or any rules and regulations adopted under the acts

Department of Agriculture: K.A.R. 4-8-13, K.A.R. 4-8-14a, K.A.R. 4-8-27, K.A.R. 4-8-28 to 4-8-37, K.A.R. 4-8-39 (revocation), K.A.R. 4-8-40, K.A.R. 4-8-41 through 4-8-43 (revocation), K.A.R. 4-8-44 through 4-8-45, K.A.R. 4-8-47

Authorized by: K.S.A. 2020 Supp. 2-1314, 2-1315 and 2-1320 2-1331, 2-1332

K.S.A. 2-1314: (a) The secretary shall adopt rules and regulations to declare species of plants as noxious weeds in the state.

K.S.A. 2-1315: (a) The secretary is hereby empowered to: (1) Establish and adopt official methods for the control and eradication of noxious weeds and to publish such methods; (2) adopt such rules and regulations as in the secretary's judgment are necessary to carry out the provisions of this act; and (3) alter or suspend such rules and regulations when necessary.

K.S.A. 2-1320: A copy of the statement, together with proof of notification, shall at the same time be filed with the register of deeds in such county and the county or city clerk, as the case may be, and if such amount is not paid within the next 30 days the county or city clerk, as the case may be, shall spread the amount of such statement upon the tax roll prepared by the clerk and such amount shall become a lien against the entire contiguous tract of land owned by such person or persons of which the portion so treated is all or a part ...

K.S.A. 2-1331: (e) The secretary shall adopt rules and regulations establishing requirements for the legal notice to be given to the owner and to the operator or supervising agent of any noxious weed infested land

Secretary of State: K.A.R. 7-48-1

Authorized by: K.S.A. 2020 Supp. 25-2701

K.S.A. 25-2701: (a)(1) The county election officer shall determine the area to be served by each voting place at every election and shall provide notice of such voting places as required by law. At the discretion of the county election officer, all voters within a county may be allowed to vote at any polling location on election day, provided all rules and regulations are followed as established by the secretary of state for such purpose.

Board of Healing Arts: K.A.R. 100-6-2, K.A.R. 100-8-3

Authorized by: K.S.A. 65-2865

K.S.A. 65-2865: The board shall promulgate all necessary rules and regulations, not inconsistent herewith, for carrying out the provisions of any practice act administered by the board, which rules and regulations shall include standards for the dispensing of drugs by persons licensed to practice medicine and surgery.

Department of Health and Environment: K.A.R. 28-65-1 through 28-65-4

Authorized by: K.S.A. 65-5704

K.S.A. 65-5704: (a) (1) The secretary of health and environment shall:
(4) adopt such rules and regulations as necessary to implement the provisions of the federal act and the secretary's duties under this section, including provisions for protection of trade secrets and for public disclosure of information consistent with sections 322, 323 and 324 of the federal act. Such rules and regulations may establish fees to cover all or part of the total cost of operation of the program.