

## Senate Concurrent Resolution No. 1608

By Committee on Federal and State Affairs

3-14

1 A PROPOSITION to amend sections 5, 6 and 9 of article 1 of the  
2 constitution of the state of Kansas, relating to the update of the  
3 language in the executive article.  
4

5 *Be it resolved by the Legislature of the State of Kansas, two-thirds of*  
6 *the members elected (or appointed) and qualified to the Senate and two-*  
7 *thirds of the members elected (or appointed) and qualified to the House*  
8 *of Representatives concurring therein:*

9 Section 1. The following proposition to amend the constitution of  
10 the state of Kansas shall be submitted to the qualified electors of the state  
11 for their approval or rejection: Sections 5, 6 and 9 of article 1 of the  
12 constitution of the state of Kansas is hereby amended to read as follows:

13 "**§ 5. Governor's duties for legislature; messages; special**  
14 **sessions; adjournment.** The governor may, on extraordinary  
15 occasions, call the legislature into special session by proclamation;  
16 and shall call the legislature into special session, upon petition  
17 signed by at least ~~two-thirds~~  $2/3$  of the members elected to each  
18 house. At every session of the legislature the governor shall  
19 communicate in writing information in reference to the condition  
20 of the state, and recommend such measures as ~~he~~ *the governor*  
21 deems expedient. In case of disagreement between the two houses  
22 in respect of the time of adjournment, the governor may adjourn  
23 the legislature to such time as ~~he~~ *the governor* deems proper, not  
24 beyond its next regular session."

25 "**§ 6. Reorganization of state agencies of executive branch.**

26 (a) For the purpose of transferring, abolishing, consolidating or  
27 coordinating the whole or any part of any state agency, or the  
28 functions thereof, within the executive branch of state government,  
29 when the governor considers the same necessary for efficient  
30 administration, ~~he~~ *the governor* may issue one or more executive  
31 reorganization orders, each bearing an identifying number, and  
32 transmit the same to the legislature within the first ~~thirty~~  $30$   
33 calendar days of any regular session. Agencies and functions of the  
34 legislative and judicial branches, and constitutionally delegated  
35 functions of state officers and state boards shall be exempt from  
36 executive reorganization orders.

1 (b) The governor shall transmit each executive reorganization  
2 order to both houses of the legislature on the same day, and each  
3 such order shall be accompanied by a governor's message, which  
4 shall specify with respect to each abolition of a function included  
5 in the order, the statutory authority for the exercise of the function.  
6 Every executive reorganization order shall provide for the transfer  
7 or other disposition of the records, property and personnel affected  
8 by the order. Every executive reorganization order shall provide for  
9 all necessary transfers of unexpended balances of appropriations of  
10 agencies affected by such order, and such changes in responsibility  
11 for and handling of special funds as may be necessary to  
12 accomplish the purpose of such order. Transferred balances of  
13 appropriations may be used only for the purposes for which the  
14 appropriation was originally made.

15 (c) Each executive reorganization order transmitted to the  
16 legislature as provided in this section shall take effect and have the  
17 force of general law on the July 1 following its transmittal to the  
18 legislature, unless within ~~sixty~~ 60 calendar days and before the  
19 adjournment of the legislative session either the senate or the house  
20 of representatives adopts by a majority vote of the members elected  
21 thereto a resolution disapproving such executive reorganization  
22 order. Under the provisions of an executive reorganization order a  
23 portion of the order may be effective at a time later than the date on  
24 which the order is otherwise effective.

25 (d) An executive reorganization order ~~which~~ that is effective  
26 shall be published as and with the acts of the legislature and the  
27 statutes of the state. Any executive reorganization order ~~which~~ that  
28 is or is to become effective may be amended or repealed as statutes  
29 of the state are amended or repealed."

30 "**§ 9. State seal and commissions.** There shall be a seal of the  
31 state, which shall be kept by the governor, and used by ~~him~~ the  
32 governor officially, and which shall be the great seal of Kansas. All  
33 commissions shall be issued in the name of the state of Kansas; and  
34 shall be signed by the governor, countersigned by the secretary of  
35 state, and sealed with the great seal."

36 Sec. 2. The following statement shall be printed on the ballot with  
37 the amendment as a whole:

38 "*Explanatory statement.* This amendment would update  
39 language in article 1 of the constitution of the state of  
40 Kansas, the executive article, by deleting all masculine  
41 pronouns from the article.

42 "A vote for this proposition would eliminate all masculine  
43 pronouns from article 1 of the constitution of the state of

1           Kansas.

2           "A vote against this proposition favors retaining current  
3           constitutional provisions, which contain masculine pronouns  
4           in article 1 of the constitution of the state of Kansas."

5           Sec. 3. This resolution, if approved by two-thirds of the members  
6           elected (or appointed) and qualified to the Senate, and two-thirds of the  
7           members elected (or appointed) and qualified to the House of  
8           Representatives shall be entered on the journals, together with the yeas  
9           and nays. The secretary of state shall cause this resolution to be published  
10          as provided by law and shall cause the proposed amendment to be  
11          submitted to the electors of the state at the general election in November  
12          in the year 2020, unless a special election is called at a sooner date by  
13          concurrent resolution of the legislature, in which case it shall be  
14          submitted to the electors of the state at the special election.