

HOUSE BILL No. 2632

By Representative Edwards

2-11

1 AN ACT concerning the secretary of administration; pertaining to rules
2 and regulations recommended by the director of personnel services;
3 amending K.S.A. 2013 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. 2013 Supp. 75-3747 is hereby amended to read as
8 follows: 75-3747. (a) The secretary of administration shall:

9 (1) (A) As provided in K.S.A. 75-3706, and amendments thereto,
10 adopt, 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, *except as provided in*
13 *subparagraph (B);*

14 (B) *no rule and regulation pertaining to leave for an injury to an*
15 *employee who is a law enforcement officer as such term is defined in*
16 *K.S.A. 74-5602, and amendments thereto, and who is employed by the*
17 *state of Kansas or an agency thereof, which occurs in the course of such*
18 *employee's employment shall impose any qualification for such leave*
19 *except that the injury:*

20 (i) *Renders the employee unable to perform the employee's regular*
21 *job duties;*

22 (ii) *arose out of and in the course of employment with the state; and*

23 (iii) *shall not include any injury sustained as a result of the*
24 *intentional actions of a co-worker;*

25 (C) *any existing rule and regulation, including the interpretation*
26 *thereof, which is contrary to the provisions of this subsection, shall be*
27 *void;*

28 (2) perform all powers and duties prescribed by law with respect to
29 civil service and personnel administration;

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

34 (4) when the services of the division of personnel services and the
35 state civil service board are required, enter into agreements with the state
36 adjutant general whereby the cost incurred in connection with the

1 assignment of positions to classes and with the examination, selection,
2 promotion, transfer, discipline or hearing of appeals of employees in
3 county, city and interjurisdictional disaster agencies and in the division of
4 emergency management under the jurisdiction of the adjutant general shall
5 be paid in whole or in part from moneys granted by the federal
6 government for the administration of state laws and state plans
7 administered by the adjutant general; *and*

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

11 (b) The adjutant general may enter into the agreements described in
12 paragraph (5) of subsection (a) with the secretary of administration. All
13 moneys paid under such agreements or from other sources shall be
14 remitted to the state treasurer in accordance with the provisions of K.S.A.
15 75-4215, and amendments thereto. Upon receipt of each such remittance,
16 the state treasurer shall deposit the entire amount in the state treasury to
17 the credit of the state general fund.

18 (c) The secretary of administration may:

19 (1) Perform duties and functions provided in the Kansas civil service
20 act;

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

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

28 (d) In making available the service and facilities prescribed in
29 paragraph (3) of subsection (c), it shall be understood that requirements for
30 the enforcement and administration of the provisions of this act shall be
31 given precedence and that the political subdivisions shall reimburse the
32 state for the reasonable cost of such services and facilities, and such
33 reimbursement moneys shall be remitted to the state treasurer in
34 accordance with the provisions of K.S.A. 75-4215, and amendments
35 thereto. Upon receipt of each such remittance, the state treasurer shall
36 deposit the entire amount in the state treasury to the credit of the state
37 general fund.

38 Sec. 2. K.S.A. 2013 Supp. 75-3747 is hereby repealed.

39 Sec. 3. This act shall take effect and be in force from and after its
40 publication in the statute book.

41