

SESSION OF 2013

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2067

As Recommended by House Committee on
Health and Human Services

Brief*

HB 2067 would amend the statute regarding the appointment by the Attorney General of an assistant attorney general to represent the Kansas State Board of Nursing (Board) to allow for the appointment of more than one assistant attorney general. Current law provides for the appointment of an assistant attorney general, whose salary is paid from the Board of Nursing Fee Fund, to represent the Board in proceedings arising in the discharge of its duties and to perform duties of a legal nature as directed by the Board. The bill would allow for the salaries of more than one appointed assistant attorney general to be paid from this Fee Fund.

Background

The bill was introduced at the request of the Kansas State Board of Nursing whose Executive Administrator indicated the bill would allow the Board to employ more than one assistant attorney general. The administrator noted the Board was given appropriation authority during the 2007 Legislative Session to hire an additional assistant attorney general and, since July 2007, has had two assistant attorneys general. According to the administrator's testimony, during the hiring process to replace one of the assistant attorneys general who resigned, the Board was notified that the Attorney General's Office interpreted the current statute to allow the Board to employ only one assistant attorney

*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 <http://www.kslegislature.org>

general. A bill to change the language was introduced in late March of the 2012 Legislative Session, but was not worked on the House floor. The administrator stated the Attorney General's Office allowed the hiring of a second attorney and made the appointment as a special assistant attorney general until the statute was clarified.

The House Committee on Health and Human Services recommended the bill be passed.

The fiscal note prepared by the Division of the Budget states the passage of the bill would have no fiscal effect.