

**74-5,132. Rights preserved in legal actions and proceedings.** (a) No suit, action, or other proceeding, judicial or administrative, that is lawfully commenced or that could have been lawfully commenced, by or against any state agency or program mentioned in K.S.A. 2014 Supp. 74-5,112 through 74-5,132, and amendments thereto, or by or against any officer of the state in such officer's official capacity or in relation to the discharge of such officer's official duties, shall abate by reason of the governmental reorganization effected under the provisions of K.S.A. 2014 Supp. 74-5,112 through 74-5,132, and amendments thereto. The court may allow any such suit, action or other proceeding to be maintained by or against the successor of any such state agency or any officer affected.

(b) No criminal action that is commenced or that could have been commenced by the state shall abate by the taking effect of K.S.A. 2014 Supp. 74-5,112 through 74-5,132, and amendments thereto.

**History:** Executive Reorganization Order No. 40, § 21; L. 2011, ch. 135, § 21; July 1.