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**MEMORANDUM**

To: Senate Federal and State Affairs Committee  
From: Natalie Scott, Assistant Revisor of Statutes  
Chuck Reimer, Assistant Revisor of Statutes  
Date: April 2, 2018  
Subject: Bill Brief on HB 2526

HB 2526 makes changes to the process that administrative rules and regulations are promulgated.

Current law requires agencies to submit an economic impact statement as part of the process of promulgating rules and regulations. HB 2526 expands the economic information and analysis requirements, with a focus on compliance costs and the effect the proposed rule and regulation will have on businesses and economic growth. The economic effect and cost analysis and the proposed rule and regulation are made subject to approval by the director of the budget. Additional procedural requirements, including a public hearing, are imposed for rules and regulations determined to result in compliance costs on businesses, local government and the public of more than \$5,000,000 over any two-year period. The director of the budget must make reports annually to the legislature and legislative post audit is directed to audit the new process in 2021.

This bill also makes changes to both the state rules and regulations board and the joint committee on administrative rules and regulations. K.S.A. 77-436 is amended to provide that a ranking minority member shall be appointed to the joint committee, and that member shall be from the same chamber as the chairperson. It also provides that after each meeting, the committee shall issue a report to the legislature making comments and recommendations and indicating concerns about any proposed regulations. That report will be made available to each agency that had regulations heard at that meeting. If there

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is difficulty making the report available to the agency during such agency's public comment period, a preliminary report shall be made available to the agency. K.S.A. 77-423 is amended to add the ranking minority member from the joint committee on administrative rules and regulations to the state rules and regulations board.