AN ACT concerning certain state officers; pertaining to the securities commissioner and the commissioner of insurance; updating the appointment and removal authority; amending K.S.A. 75-6301 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 75-6301 is hereby amended to read as follows: 75-6301. (a) There is hereby established under the jurisdiction of the commissioner of insurance a division to be known as the office of the securities commissioner of Kansas. The office shall be administered by the securities commissioner of Kansas who shall be in the unclassified service under the Kansas civil service act. The securities commissioner shall be appointed by the commissioner of insurance, and be subject to confirmation by the senate as provided in K.S.A. 75-4315b, and amendments thereto. The securities commissioner shall have special training and qualifications for such position, and, shall receive such compensation as may be fixed by the commissioner of insurance. The commissioner of insurance may remove the securities commissioner for official misconduct and shall serve at the pleasure of the commissioner of insurance. Except as provided by subsection (b) and K.S.A. 46-2601, and amendments thereto, no person appointed as securities commissioner shall exercise any power, duty or function as securities commissioner until confirmed by the senate.

(b) The insurance commissioner shall appoint a person as securities commissioner no later than September 1, 2017, subject to confirmation by the senate as provided in K.S.A. 75-4315b, and amendments thereto, to serve an initial term ending on January 14, 2019. Upon the expiration of the initial term under this section, and upon the expiration of each term thereafter, the commissioner of insurance shall appoint a person as securities commissioner, subject to confirmation by the senate as provided in K.S.A. 75-4315b, and amendments thereto, to serve a four-year term running concurrently with the term of such commissioner of insurance as provided by K.S.A. 40-106, and amendments thereto. Upon occurrence of a vacancy in the office of securities commissioner, the commissioner of insurance shall appoint a successor. If the vacancy occurs before the expiration of a term of office, the appointment shall be for the
unexpired term and shall be subject to confirmation by the senate as-
provided in K.S.A. 75-4315b, and amendments thereto.
(2) The securities commissioner shall devote full time to the
performance of the duties of the office of the securities commissioner.
(c) The securities commissioner may appoint directors and other
employees within the office of the securities commissioner as determined
necessary by the securities commissioner to effectively carry out the
mission of the office. All directors appointed after the effective date of this
act shall be in the unclassified service under the Kansas civil service act,
shall have special training and qualifications for such positions, shall serve
at the pleasure of the securities commissioner and shall receive
compensation fixed by the securities commissioner and approved by the
commissioner of insurance.
(d) Nothing in subsection (c) shall affect the classified status of any
person employed in the office of the securities commissioner on the day
immediately preceding the effective date of this act. The provisions of this
subsection shall not be construed to limit the powers of the securities
commissioner pursuant to K.S.A. 75-2948, and amendments thereto.
(e) The office of the securities commissioner of Kansas shall
cooperate with the insurance department to consolidate administrative
functions and cross-appoint such employees as deemed necessary to
provide efficiency. The commissioner of insurance and the securities
commissioner are hereby authorized to enter into agreements and adopt
rules and regulations as necessary to administer the provisions of this
subsection.
Sec. 2. K.S.A. 75-6301 is hereby repealed.
Sec. 3. This act shall take effect and be in force from and after its
publication in the statute book.