

Disapproval of ERO 47, Merging Certain Agencies; HR 6009

HR 6009 disapproves Executive Reorganization Order (ERO) No. 47, which was issued by the Governor on January 26, 2021.

ERO 47 would have renamed the Department for Children and Families (DCF) as the Kansas Department of Human Services (DHS) and transferred all jurisdiction, powers, functions, and duties for the Kansas Department for Aging and Disability Services (KDADS) to DHS, effective July 1, 2021. Under this merger, all jurisdiction, powers, functions, and duties from DCF and KDADS, as well as all the jurisdiction, powers, functions, and duties for which these agencies are serving as the operating agency or grants manager for another agency, would have been imposed upon DHS and the Secretary of Human Services.

The ERO stated whenever the secretaries of, or names of, these agencies, or predecessor agencies—the Department of Social and Rehabilitation Services or the Department of Aging—are referred to or designated by any statute, rule and regulation, contract, or other document, such reference should be deemed to apply to DHS. The ERO further stated DHS would be the successor to the powers, duties, and functions of these agencies, and any potential remaining rights, titles, or interest belonging to the Department of Social and Rehabilitation Services or Department of Aging in real property. Actions performed by DHS would have had the same force and effect as if performed by the above entities, in which the same powers, duties, and functions were vested prior to July 1, 2021.

Under this merger, the rule and regulation authority, fees, funds, grant funds, advisory group funds, loan repayment funds, account balances, property and property rights, liability, and liability for accrued compensation of salaries of personnel, including officers and employees of both DCF and KDADS, would have been located within DHS.