

## **5-Year Regulation Review and Revocation by Notice (Amended April 10, 2025)**

Once an agency has submitted a five-year regulation review report to the Joint Committee on Administrative Rules and Regulations (JCARR), any regulations that were identified as regulations that can be revoked are eligible to be revoked by notice.

The notice must contain the agency name, a list of each regulation proposed for revocation by notice, and a statement that each of these regulations was identified in a report submitted to the JCARR as regulations that may be revoked. A summary of the regulation(s) or regulation title(s) and why they are being revoked would be helpful. For example:

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### **Notice of Revocation of Administrative Regulations**

The following Kansas Department of Revenue, Division of Alcoholic Beverage Control (“ABC”) administrative rules and regulations have been identified in a five-year regulation review submitted to the Joint Committee on Administrative Rules and Regulations as regulations for revocation pursuant to K.S.A. 77-440 and 77-426. These revocations will be effective 15 days after publication of this notice.

Regulations for revocation:

**K.A.R. 14-5-1. Alcoholic liquor (except beer) transported into state or federal area only by bonded carriers. | 14-5-2. Carriers’ permits; application; fees.** These regulations, which relate to liquor carrier permits issued by ABC, are unnecessary because ABC no longer issues liquor carrier permits.

**K.A.R. 14-5-4. Storage of alcoholic liquor and cereal malt beverage in transit in public liquor warehouses; reports of warehouseman.** This regulation, which relates to public bonded liquor warehouses, is unnecessary because Kansas no longer has public bonded liquor warehouses.

Mark Burghart  
Secretary  
Kansas Department of Revenue

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**Before the notice is submitted to the Secretary of State for publication in the Kansas Register,** the agency must take the following steps in any order pursuant to K.S.A. 77-426(d):

- Provide a written notice to businesses, local governmental units and members of the public known to the agency to be affected by the proposed revocation.
  - The statute does not require a format or notice period lengths for this notice. (Several agencies have included a notice in the Kansas Register among those notifications.)
- Upon the written request of a member of the public, hold a public hearing on the proposed notice of revocation.
- Submit the notice of revocation to the Attorney General for review and approval in accordance with K.S.A. 77-420(d).
- Submit the notice of revocation to the JCARR.

- Submit the notice of revocation to the JCARR staff at the Kansas Legislative Research Department ([Jordan.Milholland@KLRD.ks.gov](mailto:Jordan.Milholland@KLRD.ks.gov) and [Jill.Shelley@KLRD.ks.gov](mailto:Jill.Shelley@KLRD.ks.gov), and to the current chairperson, vice-chairperson, and ranking minority member of the [JCARR](#).
- Upon request by the JCARR chairperson, appear before the committee.

Once these statutory criteria have been met, the notice of revocation and stamped revoked regulation histories may be filed with the Secretary of State. The notice should be filed by noon on Wednesday, eight days before the desired publication date. The revoked regulations will be effective 15 days after publication in the Kansas Register.