

76-6a43. Same; lease of medical center property to private organization; required lease provisions; review by attorney general; approval, conditions precedent; exemptions. (a) The state board of regents for and on behalf of the university of Kansas medical center, with or without receiving direct monetary consideration therefor, may negotiate and enter into an agreement with a private organization for not to exceed 35 years in duration to lease a portion of the property of the university of Kansas medical center for the purposes of the establishment and operation of an out-patient center providing detection, screening, diagnostic and treatment services relating to cancer by such private organization, together with such other restrictions as to use as the state board of regents deems necessary.

(b) The agreement shall specify the purposes for which the leased property may be used, including any restrictions upon the use of such property, and, in the event such property shall cease to be used for such purposes or the restrictions specified upon the use of such property are violated, the lease shall terminate and the possession of the property shall immediately revert to Kansas. The proposed agreement shall be submitted to the attorney general for review and approval as to form and legality. After such approval, the agreement shall be signed by the chairperson of the state board of regents.

(c) The agreement entered into pursuant to the provisions of this act shall be renewable at the end of the term of the agreement or may be deemed canceled at the end of the term of the lease at the insistence of either of the parties thereto. Upon the termination of the agreement, all improvements on the real estate of such agreement made by the private organization shall become property of the state of Kansas.

(d) The agreement authorized by this section shall not be entered into until after the proposed agreement and the terms thereof have been presented to the joint committee on state building construction and the state board of regents has determined that pursuant to such proposed agreement and the terms thereof additional hospital revenues will be generated from the out-patient center providing detection, screening, diagnostic and treatment services relating to cancer in an amount that will exceed the costs incurred by the university of Kansas medical center under this act during the term of any revenue bonds issued under this act. The provisions of K.S.A. 75-430a and 75-3739 and amendments thereto shall not apply to the agreement authorized by this section.

History: L. 1991, ch. 274, § 4; May 30.