

HOUSE BILL No. 2566

By Committee on Appropriations

3-6

9 AN ACT concerning governmental entities competing with private
10 businesses.

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

13 Section 1. (a) It shall be unlawful for any department or agency of
14 the state or any political or taxing subdivision:

15 (1) To engage in the sale of goods, food, wares or merchandise in
16 competition with private citizens or business entities;

17 (2) to maintain service establishments for the rendering of services
18 to the public ordinarily and customarily rendered by private enterprise;

19 (3) to provide trash service, transportation service, utility service, ca-
20 ble television service or internet access service unless no private entity is
21 willing and able to provide such service; and

22 (4) to offer for sale any computer software services or other techno-
23 logical services.

24 (b) The provisions of subsection (a) shall not apply if the state agency
25 head or the governing body of the political or taxing subdivision makes a
26 specific finding that such service or product provided by the public entity
27 is essential for the public welfare and would otherwise not be available
28 to the public.

29 Sec. 2. This act shall take effect and be in force from and after its
30 publication in the statute book.