

SENATE BILL No. 618

By Senators Ostmeyer and Huelskamp

2-13

9 AN ACT concerning state agencies; relating to the location of certain
10 state offices.

11

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

13 Section 1. (a) As used in this section:

14 (1) "Department" means the department of administration.

15 (2) "Relocatable" pertains to those offices or positions within a state
16 agency the vital functions of which are not dependent on geographic
17 location.

18 (3) "Rural economically disadvantaged area" or "REDA" means any
19 city incorporated in accordance with Kansas law located in a county with
20 a population of less than 40,000, as certified to the secretary of state by
21 the director of the division of the budget on the previous July 1 in ac-
22 cordance with K.S.A. 11-201, and amendments thereto, and any unin-
23 corporated area of such county.

24 (4) "State agency" means any state office or officer, department,
25 board, commission, institution, bureau or any agency, division or unit
26 within any office, department, board commission or other state authority
27 or any person requesting a state appropriation.

28 (b) Within six months after the effective date of this act, the depart-
29 ment of administration shall identify those current offices or positions
30 within a state agency which are relocatable. The department shall publish
31 once in the Kansas register a notice describing the relocatable offices or
32 positions and request information from municipalities and private entities
33 on the economic feasibility of relocating such offices or positions to a
34 REDA. If it is determined that an office or position is not relocatable,
35 then the department shall publish such determination once in the Kansas
36 register, and such publication shall include details as to why it was deter-
37 mined that such office or position was not relocatable.

38 (c) Upon receipt of information on the economic feasibility of relo-
39 cating those offices or positions identified pursuant to subsection (b), the
40 department shall, if applicable, transmit such information to the appro-
41 priate state agency that oversees or controls the office or position de-
42 scribed in the information. Within six months after receipt of such infor-
43 mation by the department, or the appropriate state agency if the

1 department does not control the location of the applicable office or po-
2 sition, the department or appropriate state agency, whichever is appli-
3 cable, shall determine whether or not to relocate such office or position
4 to a REDA. If it is determined that the office or position is not to be
5 relocated, then the department or the appropriate state agency, which-
6 ever is applicable, shall publish such determination once in the Kansas
7 register, and such publication shall include details as to why it was deter-
8 mined that relocation of the office or position was not economically
9 feasible.

10 (d) No county, city, municipality or other tax authority may offer any
11 tax incentives, including, but not limited to, sales tax exemptions, income
12 tax credits or property tax abatements, to any public or private person,
13 partnership, corporation, limited liability company, association, organi-
14 zation or other entity which would directly or indirectly be used to make
15 the relocation of an office or position identified in subsection (b) be more
16 economically feasible.

17 (e) No county, city, municipality or other tax authority may enact any
18 ordinance or resolution that would provide a tax incentive, including, but
19 not limited to, sales tax exemptions, income tax credits or property tax
20 abatements, to any public or private person, partnership, corporation,
21 limited liability company, association, organization or other entity which
22 would directly or indirectly be used to make the relocation of an office
23 or position identified in subsection (b) be more economically feasible.

24 (f) The department may adopt rules and regulations necessary to im-
25 plement the requirements of this section.

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