

## SENATE BILL No. 649

By Committee on Ways and Means

2-25

---

9 AN ACT concerning capital improvement projects; relating to state ed-  
10 ucational institutions; amending K.S.A. 2007 Supp. 75-3717b and re-  
11 pealing the existing section.  
12

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

14 New Section 1. (a) Any non-state moneys may be expended for cap-  
15 ital improvement projects for buildings or facilities for state educational  
16 institutions. Such capital improvements projects shall not be subject to  
17 the requirements to prepare and submit capital improvement budget es-  
18 timates as provided in K.S.A. 75-3717b, and amendments thereto. No  
19 such capital improvement project for a building or facility shall be ap-  
20 proved by the state board of regents without first having advised and  
21 consulted with the joint committee on state building construction.

22 (b) For purposes of this section:

23 (1) "Capital improvement project" means a project to construct one  
24 or more buildings or facilities for a state educational institution or to  
25 repair, remodel or renovate one or more state buildings or facilities of a  
26 state educational institution.

27 (2) "Non-state moneys" means any money received from any source  
28 other than the state of Kansas or any agency thereof.

29 (3) "State educational institution" has the meaning ascribed thereto  
30 by K.S.A. 76-711, and amendments thereto.

31 Sec. 2. K.S.A. 2007 Supp. 75-3717b is hereby amended to read as  
32 follows: 75-3717b. (a) Whenever a state agency proposes a capital im-  
33 provement project for the construction of a building or for major repairs  
34 or improvements to a building, such state agency shall prepare a capital  
35 improvement budget estimate to be submitted to the division of the  
36 budget in such form as may be required by the director of the budget  
37 and this section. Such state agency shall prepare and include as a part of  
38 such capital improvement budget estimate a written program statement  
39 describing the project. Such program statement shall: (1) Include a de-  
40 tailed justification for the project including an analysis of the programs,  
41 activities and other needs and intended uses for the additional or im-  
42 proved space and an analysis of the alternative means by which such space  
43 needs and uses could be satisfied; (2) request appropriations for the pro-

1 ject in the three phases of preliminary planning, final planning and con-  
2 struction; (3) describe in detail each such phase of the project; and (4)  
3 include cost estimates for land, site surveys, soil investigations, equip-  
4 ment, buildings or major repairs or improvements to buildings and other  
5 items necessary for the project.

6 (b) Not later than July 1 of each year, such state agency shall submit  
7 to the division of the budget a copy of such capital improvement budget  
8 estimate, and all amendments and revisions thereof, and at the same time  
9 such state agency shall submit copies of such capital improvement budget  
10 estimate, and all amendments and revisions thereof, directly to the state  
11 building advisory commission and to the joint committee on state building  
12 construction.

13 (c) On or before November 15 each year, the state building advisory  
14 commission shall report and make recommendations on each capital im-  
15 provement budget estimate received pursuant to this section regarding  
16 the project costs, projected scheduling of funding for such costs, and such  
17 other matters as are deemed appropriate by the state building advisory  
18 commission, to: (1) The division of the budget; (2) the joint committee  
19 on state building construction; and (3) the legislative research  
20 department.

21 (d) Not later than July 1 of each year, each state agency submitting  
22 such budget estimates shall prepare and submit to the division of the  
23 budget, to the state building advisory commission and to the joint com-  
24 mittee on state building construction copies of a five-year capital improve-  
25 ment program and facilities plan which shall set forth the current and  
26 future space needs and utilization plans for the next five ensuing fiscal  
27 years for that state agency in such form and containing such additional  
28 information as prescribed by the secretary of administration.

29 (e) Except as provided in this subsection, the provisions of this section  
30 do not apply to any capital improvement project for the adjutant general  
31 that is funded entirely by moneys from the federal government. During  
32 the month of January each year, the adjutant general shall present a report  
33 to the joint committee on state building construction on all capital im-  
34 provement projects that are funded entirely by moneys from the federal  
35 government and that are proposed for the current and ensuing fiscal  
36 years.

37 (f) The provisions of this section do not apply to any capital improve-  
38 ment project for Kansas correctional industries of the department of cor-  
39 rections as provided in subsection (d) of K.S.A. 75-5282, and amendments  
40 thereto.

41 (g) *The provisions of this section do not apply to any capital improve-*  
42 *ment project for state educational institutions as provided in section 1,*  
43 *and amendments thereto.*

- 1     Sec. 3. K.S.A. 2007 Supp. 75-3717b is hereby repealed.
- 2     Sec. 4. This act shall take effect and be in force from and after its
- 3     publication in the statute book.