

HOUSE BILL No. 2215

By Committee on Corrections and Juvenile Justice

Requested by Jennifer King on behalf of the Department of Corrections

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AN ACT concerning the department of corrections; relating to public-private partnership construction projects; modifying the definition of public-private partnerships to increase the allowable cost-share limit for expenditures by the department of corrections on such construction projects; amending K.S.A. 2024 Supp. 75-52,167 and repealing the existing section.

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

Section 1. K.S.A. 2024 Supp. 75-52,167 is hereby amended to read as follows: 75-52,167. As used in K.S.A. 75-3739, and amendments thereto, and K.S.A. 2024 Supp. 75-52,167 through 75-52,171, and amendments thereto:

(a) "Private entity" means any partnership, firm, association, corporation, sole proprietorship or other business organization, whether organized for profit or not-for-profit and includes any faith-based organization.

(b) "Secretary" means the secretary of corrections.

(c) "Public-private partnership" means the relationship established between the department of corrections and a private entity by contracting for the performance of any combination of specified functions or responsibilities to develop, finance, construct or renovate a building at a correctional institution where the department of corrections cost for development, finance, construction or renovation of such building does not exceed ~~25%~~ 50% of the total cost of the developing, financing, constructing or renovating such building.

(d) "Correctional institution" means the same as defined in K.S.A. 75-5202, and amendments thereto.

(e) "Public-private project" means the project to develop, finance, construct or renovate a building at a correctional institution pursuant to a public-private partnership.

(f) "Faith-based organization" means any religious, charitable or other organization described in article 17 of chapter 17 of the Kansas Statutes Annotated, and amendments thereto, or any other organization whose values are based on faith and beliefs, or both, that has a mission based on social values of the particular faith and whose members are from a

1 particular faith group.

2 (g) "Spiritual needs" means any program or service that addresses any
3 issue related to sincerely held religious beliefs.

4 Sec. 2. K.S.A. 2024 Supp. 75-52,167 is hereby repealed.

5 Sec. 3. This act shall take effect and be in force from and after its
6 publication in the statute book.