

HOUSE BILL No. 2672

By Committee on K-12 Education Budget

Requested by Representative McDonald

2-3

AN ACT concerning persons with intellectual disabilities; removing certain terminologies from statute; amending K.S.A. 76-17d01 and K.S.A. 2025 Supp. 76-6b04 and repealing the existing sections.

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

Section 1. K.S.A. 2025 Supp. 76-6b04 is hereby amended to read as follows: 76-6b04. (a) There is hereby levied in the year 2025 a state tax of 0.5 mill upon all tangible property in this state that is subject to ad valorem taxation. The tax levy shall be in addition to all other state tax levies authorized by law. The tax levy shall be for the use and benefit of state institutions caring for persons who are mentally ill, ~~retarded~~, visually ~~handicapped~~ ~~impaired, with a handicapping hearing loss~~ ~~deaf or hard of hearing~~ ~~or~~, tubercular or *have an intellectual disability*, state institutions caring for children who are deprived, wayward, miscreant, delinquent, children in need of care or juvenile offenders and who are in need of residential care or treatment; or institutions designed primarily to provide vocational rehabilitation for handicapped persons. As used in this section, "state institutions" shall include, but not be limited to, those institutions under the authority of the commissioner of juvenile justice. The proceeds of such tax levy shall be apportioned in accordance with this act.

(b) The county treasurer of each county shall make the proceeds of the tax levy provided for in this section available to the state treasurer immediately upon collection. When available, the state treasurer shall withdraw from each county the proceeds of the taxes raised by such tax levy. Upon such withdrawal the state treasurer shall deposit the same in the state treasury and shall credit the same as provided in K.S.A. 76-6b05, and amendments thereto.

Sec. 2. K.S.A. 76-17d01 is hereby amended to read as follows: 76-17d01. The state board of social welfare, subject to the approval and direction of the governor, is hereby authorized to make an application to the proper agency of the federal government for the purpose of acquiring for use of the state as an institution for ~~the mentally retarded~~, *persons with an intellectual disability* and related purposes, the property now owned by the federal government in the city of Topeka, Shawnee county, Kansas, known as "Winter veterans hospital." Said board may acquire said property

1 in accordance with the federal property and administrative services act of
2 1949, as amended, and any rules and regulations promulgated thereunder,
3 and said board is hereby authorized and empowered to execute any and all
4 agreements with the federal government or any agency thereof, and shall
5 have and may exercise any other powers; or do any other acts; that may be
6 necessary in acquiring said property in accordance with the requirements
7 of any federal law or rule and regulations promulgated thereunder;
8 ~~Provided, That said.~~ *Such* board, before making any such agreements
9 relating to the acquisition of said property, shall advise the governor of the
10 terms and conditions of the acquisition, and no further proceedings for
11 such acquisition shall be taken unless written approval thereof and consent
12 thereto is given by the governor.

13 It is the intent of the legislature that the property known as the Winter
14 veterans hospital should not be acquired by the state unless substantially
15 all of the real estate and equipment in the various buildings thereof as of
16 March 10, 1959, is included in the acquisition. The board if it deems it
17 advisable may designate and authorize one of its members or an officer in
18 the state department of social welfare to negotiate and sign the necessary
19 agreements for and on behalf of the board. If the use of said Winter
20 veterans hospital facility is acquired by the state, the board may pay
21 external administrative expenses incurred in the transfer of the property.
22 Upon transfer of the property, the state board of social welfare shall
23 assume immediate custody, care and maintenance thereof, and shall
24 proceed to establish and maintain in such facility an institution for the
25 mentally retarded.

26 Sec. 3. K.S.A. 76-17d01 and K.S.A. 2025 Supp. 76-6b04 are hereby
27 repealed.

28 Sec. 4. This act shall take effect and be in force from and after its
29 publication in the statute book.