

HOUSE BILL No. 2409

By Committee on Appropriations

5-3

1 AN ACT concerning the issuance of bonds; relating to the national bio
2 and agro defense facility; providing for certain powers, duties and
3 functions for the Kansas development finance authority and the
4 department of administration; amending K.S.A. 2010 Supp. 74-8963
5 and repealing the existing section.
6

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

8 Section 1. K.S.A. 2010 Supp. 74-8963 is hereby amended to read
9 as follows: 74-8963. (a) For the purpose of financing a capital
10 improvement project ~~of the Kansas bioscience authority relating to a~~
11 *national bio and agro defense facility*, the Kansas development finance
12 authority is hereby authorized to issue one or more series of revenue bonds
13 pursuant to the Kansas development finance authority act, K.S.A. 74-8901
14 et seq., and amendments thereto, in an amount necessary to provide a
15 deposit or deposits to the bioscience development ~~and investment~~ fund,
16 ~~established by K.S.A. 74-99b34, and amendments thereto which is hereby~~
17 *created in the state treasury and shall be administered by the department*
18 *of administration in accordance with the provisions of K.S.A. 2010 Supp.*
19 *74-8963 through 74-8967, and amendments thereto*, in a total amount not
20 to exceed \$105,000,000, plus all amounts required for costs of bond
21 issuance, costs of interest on the bonds issued for such capital
22 improvement project during the construction of such project, cost of bond
23 insurance or other credit enhancement for the bonds and any required
24 reserves for the payment of principal and interest on the bonds, for a
25 capital improvement project relating to a national bio and agro defense
26 facility, including, but not limited to, land acquisition, site preparation,
27 fencing, central utility plant facility construction and improvements,
28 including electric, water and sewer utility infrastructure construction and
29 equipment, lift stations, street grading, paving, graveling, macadamizing,
30 curbing, guttering and surfacing, street light fixture connections and
31 facilities, underground gas, water, heating and electrical services and
32 connections, sidewalks and parking facilities, drives and driveway
33 approaches, landscaping and plantings and related facilities and amenities
34 to develop and finance the project.

35 (b) *On and after the effective date of this act*, prior to the issuance of
36 any bonds pursuant to this section, the capital improvement project

1 described in subsection (a) shall be approved for the ~~Kansas bioeconomy~~
2 ~~authority~~ *department of administration* for the purposes of subsection (e)
3 (b) of K.S.A. 74-8905, and amendments thereto, ~~and for the purposes of~~
4 ~~K.S.A. 74-99b10, and amendments thereto~~, and the authorization of the
5 issuance of bonds by the Kansas development finance authority shall be
6 approved by the Kansas development finance authority in accordance with
7 K.S.A. 74-8901 et seq., and amendments thereto.

8 (c) The ~~Kansas bioeconomy authority~~ *department of administration*
9 may only make expenditures from the moneys received from the issuance
10 of any bonds pursuant to this section for those purposes set forth in
11 subsection (a) for the capital improvement project.

12 (d) The debt service for any such bonds issued pursuant to this
13 section shall be financed by appropriations from the state general fund or
14 any appropriate special revenue fund or funds.

15 (e) The date of maturity on bonds issued pursuant to this section shall
16 not be fixed for a period of time which exceeds 20 years from the date of
17 issuance.

18 (f) The proceeds from the sale of any bonds, other than refunding
19 bonds, issued pursuant to this section, after payment of any costs related to
20 the issuance of such bonds, shall be paid by the Kansas development
21 finance authority to the ~~Kansas bioeconomy authority~~ *department of*
22 *administration* to be applied to the payment of the costs of the capital
23 improvement project authorized ~~by resolution of the Kansas bioeconomy~~
24 ~~authority pursuant to this section as requested by the secretary of~~
25 *administration* and by resolution of the Kansas development finance
26 authority.

27 Sec. 2. K.S.A. 2010 Supp. 74-8963 is hereby repealed.

28 Sec. 3. This act shall take effect and be in force from and after its
29 publication in the Kansas register.

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