

**SENATE BILL No. 244**

By Committee on Ways and Means

3-22

1 AN ACT concerning municipalities; relating to agreements for renewable  
2 energy generation facilities; amending K.S.A. 10-1116b and repealing  
3 the existing section.

4  
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 10-1116b is hereby amended to read as follows: 10-  
7 1116b. Nothing in the provisions of K.S.A. 10-1101 *et seq.*, and  
8 amendments thereto, shall prohibit a municipality from entering into: (1)  
9 An agreement to pay for electric interconnection or transmission facilities  
10 or services *or renewable energy resources, as defined in K.S.A. 66-1257,*  
11 *and amendments thereto;* ;

12 (2) a lease agreement, without an option to buy, *including a lease*  
13 *agreement relating to renewable energy resources, as defined in K.S.A. 66-*  
14 *1257, and amendments thereto, with a term not to exceed 20 years;* or

15 (3) a lease-purchase agreement, *including a lease-purchase agreement*  
16 *relating to renewable energy resources, as defined in K.S.A. 66-1257, and*  
17 *amendments thereto, with a term not to exceed 20 years,* if any of such  
18 agreements specifically state that the municipality is obligated only to pay  
19 periodic payments or monthly installments under the agreement as may  
20 lawfully be made from ~~(a)~~ funds budgeted and appropriated for that  
21 purpose during such municipality's current budget year or ~~(b)~~ funds made  
22 available from any lawfully operated revenue producing source. For the  
23 purpose of this act, a lease-purchase agreement shall include a lease with  
24 an option to buy or an installment-purchase agreement.

25 Sec. 2. K.S.A. 10-1116b is hereby repealed.

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

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