

***CORRECTED***  
*SESSION OF 2012*

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 258**

As Amended by House Committee on Education

**Brief\***

SB 258, as amended, would allow a state university employee to provide factual information, advice, or recommendations related to the negotiated terms of a technology licensing agreement or other research or development agreement between the university and a company in which the employee has substantial interest, with two exceptions: employees who have the authority to negotiate or to approve the agreement on behalf of the university would not be allowed to provide factual information, advice, or recommendations; and employees acting in their capacity as a state university employee and who would receive a direct financial benefit would be limited to providing factual information in relation to the negotiated terms of an agreement.

The bill would become part of the governmental ethics laws. The bill would include a sunset date of July 1, 2016.

**Background**

The Kansas Board of Regents provided written testimony in support of the original bill and a representative from the University of Kansas spoke in support of the original bill.

There were no opponents to the original bill.

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

The Senate Committee on Ways and Means amended the bill to prohibit employees receiving a direct financial benefit from providing advice or recommendations related to these types of agreements.

The Senate Committee of the Whole amended the bill to clarify the prohibition on advice or recommendations as applying only to state employees acting in their capacity as a state employee providing advice or recommendations in relation to the negotiated terms of an agreement.

The House Education Committee amended the bill by adding a sunset date of July 1, 2016.

The Division of the Budget fiscal note on the original bill indicated there would be no fiscal effect.