

HOUSE BILL No. 2648

By Committee on Corrections and Juvenile Justice

2-9

1 AN ACT concerning the prison-made goods act of Kansas; relating to
2 vocational building programs; sale of units; amending K.S.A. 2015
3 Supp. 75-5275 and 75-5275a and repealing the existing sections.
4

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

6 Section 1. K.S.A. 2015 Supp. 75-5275 is hereby amended to read as
7 follows: 75-5275. (a) The secretary is hereby authorized to purchase in the
8 manner provided by law, equipment, raw materials and supplies, and to
9 employ the supervisory personnel necessary to establish and maintain for
10 this state at each correctional institution, industries for the utilization of
11 services of inmates or juvenile offenders in the manufacture or production
12 of such articles or products or in providing such services as authorized by
13 the prison-made goods act of Kansas.

14 (b) (1) The secretary is hereby authorized to sell all such articles,
15 products and services to the federal government, any state agency, state
16 employees for their personal use, any local agency, or any organization
17 within the state and, to the extent not prohibited by federal law, to other
18 states.

19 (2) *In addition to the persons and entities specified in paragraph (1),*
20 *the secretary is hereby authorized to sell all such articles, products and*
21 *services to any individual who is a resident of the state of Kansas and to*
22 *any business located within the state of Kansas.*

23 (c) The secretary is hereby authorized to contract with a private
24 individual, corporation, partnership or association for work projects
25 involving assembly, processing, fabrication or repair of parts or
26 components for goods or products being manufactured or produced by the
27 contracting party. Any contract authorized by this subsection shall be in
28 compliance with federal law and shall not result in the significant
29 displacement of employed workers in the community. If an inmate or
30 juvenile offender receives at least federal minimum wage pursuant to a
31 contract authorized by this subsection, the provisions of K.S.A. 75-5211
32 and 75-5268, and amendments thereto, for withdrawing amounts from the
33 compensation paid to inmates or juvenile offenders shall apply.

34 (d) The secretary is hereby authorized to contract with a private
35 individual, corporation, partnership or association for work projects
36 involving the repair of real estate damaged by a tenant under the release

1 supervision of the department of corrections.

2 Sec. 2. K.S.A. 2015 Supp. 75-5275a is hereby amended to read as
3 follows: 75-5275a. (a) Notwithstanding any provision of the prison-made
4 goods act of Kansas to the contrary, the secretary shall not establish or
5 maintain a home building program which ~~manufacturers~~ manufactures or
6 produces housing units which would compete with the:

7 (1) (A) Manufactured homes or modular homes manufactured,
8 assembled or sold by manufactured home manufacturers; or

9 (B) manufactured homes or modular homes sold by manufactured
10 home dealers; or

11 (2) (A) modular homes manufactured, assembled or sold by modular
12 home manufacturers; or

13 (B) modular homes sold by modular home dealers.

14 (b) As used in this section:

15 (1) "Manufactured home" has the meaning ascribed to such term by
16 K.S.A. 58-4202, and amendments thereto;

17 (2) "manufactured home dealer" has the meaning ascribed to such
18 term by K.S.A. 58-4202, and amendments thereto;

19 (3) "manufactured home manufacturer" has the meaning ascribed to
20 such term by K.S.A. 58-4202, and amendments thereto;

21 (4) "modular home" has the meaning ascribed to such term by K.S.A.
22 58-4202, and amendments thereto; and

23 (5) "secretary" means the secretary of corrections.

24 (6) "Vocational building program" means the vocational building
25 program operated by the secretary to provide individual, freestanding
26 buildings, not to exceed 1,000 square feet in size, to state agencies for use
27 by such agencies.

28 (c) The provisions of this section shall not apply to a vocational
29 building program.

30 (d) *The provisions of this section shall not prohibit the secretary from*
31 *manufacturing no more than five residential housing units in a 12-month*
32 *period at the Ellsworth correctional facility for use as staff housing, sale*
33 *to the public or donation to an organization defined by K.S.A. 75-5274,*
34 *and amendments thereto.*

35 (e) This section shall be a part of and supplemental to the prison-
36 made goods act of Kansas.

37 Sec. 3. K.S.A. 2015 Supp. 75-5275 and 75-5275a are hereby
38 repealed.

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