

DEPARTMENT OF CORRECTIONS

(u) In addition to the other purposes for which expenditures may be made by the department of corrections from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2017 as authorized by chapter 104 of the 2015 Session Laws of Kansas, chapter 12 of the 2016 Session Laws of Kansas, chapter 111 of the 2016 Session Laws of Kansas, this or other appropriation act of the 2017 regular session of the legislature, expenditures shall be made by the department of corrections from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2017 for the purpose of paying the expenses incurred by the department of corrections in the preparation and execution of the lease-purchase agreement authorized by this subsection: *Provided*, That notwithstanding the provisions of sections 102 and 103 of chapter 12 of the 2016 Session Laws of Kansas, K.S.A. 75-3765b and 75-52,133, and amendments thereto, or any other statute, the department of corrections is authorized to enter into a lease-purchase agreement with a third-party entity pursuant to which such third-party entity will design, construct and equip for the department of corrections a correctional institution in Lansing, Kansas, on real property currently owned by the state of Kansas: *Provided further*, That such lease-purchase agreement shall also authorize the third-party entity to demolish the existing correctional institution at Lansing, Kansas: *And provided further*, That such lease-purchase agreement shall be exempt from any architectural service fees under K.S.A. 75-1269, and amendments thereto: *Provided, however*, That such lease-purchase agreement shall allow only the department of corrections to operate such correctional institution: *And provided, however*, That prior to entering into a lease-purchase agreement, the secretary of corrections shall advise and consult with the legislative budget committee: *And provided further*, That such lease-purchase agreement shall require that the third-party entity release any lien claimed under the provisions of K.S.A. 60-1101 or 60-1103, and amendments thereto, or any other encumbrance to such property, and all improvements thereon, upon the final lease payment under such agreement: *And provided further*, That the attorney general shall approve the form of the release of any lien or other encumbrance executed by such third-party entity.

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(a) In addition to the other purposes for which expenditures may be made by the department of corrections from the moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2018 as authorized by this or other appropriation act of the 2017 or 2018 regular session of the legislature, expenditures shall be made by the department of corrections from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2018 for the purpose of paying the expenses incurred by the department of corrections in the preparation and execution of the lease-purchase agreement authorized by this subsection: *Provided*, That notwithstanding the provisions of K.S.A. 75-3765b and 75-52,133, and amendments thereto, or any other statute, the department of corrections is authorized to enter into a lease-purchase agreement with a third-party entity pursuant to which such third-party entity will design, construct and equip for the department of corrections a correctional institution in Lansing, Kansas, on real property currently owned by the state of Kansas: *Provided further*, That such lease-purchase agreement shall also authorize the

third-party entity to demolish the existing correctional institution at Lansing, Kansas: *And provided further*, That such lease-purchase agreement shall be exempt from any architectural service fees under K.S.A. 75-1269, and amendments thereto: *Provided, however*, That such lease-purchase agreement shall allow only the department of corrections to operate such correctional institution: *And provided, however*, That prior to entering into a lease-purchase agreement, the secretary of corrections shall advise and consult with the legislative budget committee: *And provided further*, That such lease-purchase agreement shall require that the third-party entity release any lien claimed under the provisions of K.S.A. 60-1101 or 60-1103, and amendments thereto, or any other encumbrance to such property, and all improvements thereon, upon the final lease payment under such agreement: *And provided further*, That the attorney general shall approve the form of the release of any lien or other encumbrance executed by such third-party entity.