

## 2012 Kansas Statutes

### **76-769. Acquisition of goods and services for certain state educational institutions; leases of real property; duties and functions of state board of regents and director of purchases; guidelines, exemptions and limitations.** (a) As used in this section:

- (1) "State educational institution" means any state educational institution as defined in K.S.A. 76-711, and amendments thereto.
- (2) "Professional services" means professional services as defined in K.S.A. 75-37,131, and amendments thereto.
- (3) "State board" means the state board of regents.
- (4) (A) "Services" means any professional services or other contractual services.  
(B) "Services" does not mean architectural services, engineering services, construction, construction management or ancillary technical services.
- (5) "Municipality" means any political or taxing subdivision of the state and any agency or instrumentality of a political or taxing subdivision of the state.
- (6) "Lease of real property" means:
  - (A) Any agreement to lease real property: (1) Between a state educational institution and one or more of its affiliated corporations; (2) between a state educational institution and a municipality; (3) between a state educational institution and any other party for vacant space that is less than 10,000 square feet; or (4) between a state educational institution and any other party for a term not to exceed 24 months.
  - (B) "Lease of real property" includes any agreement to lease real property from a state educational institution and any agreement to lease real property to a state educational institution.
- (b) Any supplies, materials, equipment, goods, property, printing or services may be acquired by a state educational institution, and any lease of real property may be entered into by a state educational institution. Any such acquisition or lease shall be in accordance with policies adopted by the state board and shall not be subject to K.S.A. 75-1005, 75-3737a through 75-3741b, 75-3742 through 75-3744 and 75-37,130 through 75-37,134, and amendments thereto, or any rules and regulations or policies adopted thereunder. Nothing in this subsection shall be construed as prohibiting a state educational institution from using contracts established or services offered by the director of purchases.
- (c) The acquisition of any articles or products produced by inmates in the custody of the secretary of corrections that may be required by a state educational institution may be acquired in accordance with policies adopted by the state board. Any such acquisition shall not be subject to the provisions of the prison-made goods act of Kansas requiring any such acquisition to be made from the secretary of corrections as provided in K.S.A. 75-5273 through 75-5282, and amendments thereto, or any rules and regulations or policies adopted thereunder.

**History:** L. 2006, ch. 190, § 1; L. 2010, ch. 9, § 1; L. 2011, ch. 97, § 49; July 1.