

KANSAS OFFICE of  
**REVISOR of STATUTES**

LEGISLATURE of THE STATE of KANSAS  
*Legislative Attorneys transforming ideas into legislation.*

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**MEMORANDUM**

To: House Committee on Insurance and Pensions

From: Office of Revisor of Statutes

Date: March 16, 2022

Subject: **Bill Brief for Sub for SB 450** – Eliminating the crediting to the Kansas public employees retirement fund of 80% of the proceeds from the sale of surplus real estate, authorizing state educational institutions to sell and convey real property given to such state educational institutions as an endowment, bequest or gift and authorizing the state board of regents to adopt policies relating to such sale and conveyance.

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As originally drafted, SB 450 amended K.S.A. 75-6609 and authorized state educational institutions to sell and convey real property given to such state educational institutions as an endowment, bequest or gift and authorized the state board of regents to adopt policies relating to such sales and conveyances. As originally drafted, SB 322 ended the crediting to KPERS of 80% of the proceeds from the sale of surplus real estate. The Senate Committee on Financial Institutions and Insurance heard both bills and combined the two by adding the contents of SB 322 into SB 450, as both bills amended the same statute. On February 23, 2022, the Senate Committee of the Whole passed Sub for SB 450 on a vote of 38 to 2.

New Section 1 of the bill would create a new provision of law that would grant the state board of regents the authority to authorize a state educational institution the ability to sell and convey real property that was given to such state educational institution as an endowment, bequest or gift. The bill would also grant the state board of regents the authority to adopt policies governing the procedures and conditions under which a state educational institution may sell and convey real property that was given to the state educational institution as an endowment, bequest or gift. Further, new section 1 would also require the state board of regents to submit to the legislature a list of any real property transfers that occurred during the previous fiscal year. The bill

would also exempt the sale and conveyance of real property given as an endowment, bequest or gift to a state educational association from the provisions of K.S.A. 75-6609, which specify the processes and requirements that the department of administration follows in identifying surplus real estate for sale, and from the provision requiring that 20% of the proceeds from such sales be deposited in the state treasury and credited to the surplus real estate fund. On page 4 of the bill, in lines 5 -7 , K.S.A. 75-6609 is amended to state that the sale and conveyance of real estate given as an endowment, bequest or gift to a state educational institution would be subject to the provisions of new section 1.

The amendment that ends the crediting to KPERS of 80% of the proceeds from the sale of surplus real estate appears on page 3 of the bill in subsection (f)(1).

The bill would become effective upon its publication in the statute book.