

## SENATE BILL No. 96

By Committee on Ways and Means

1-23

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AN ACT concerning the department of corrections; relating to unclassified employees; amending K.S.A. 75-5205 and repealing the existing section.

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

Section 1. K.S.A. 75-5205 is hereby amended to read as follows: 75-5205. (a) The secretary of corrections shall have the general supervision and management of the correctional institutions of the state and such other facilities as may be acquired by lease, purchase or contract for the housing of persons in the secretary's custody. The secretary shall have general supervision, management and control of any manufacturing or other business that may be carried on in behalf of the state pursuant to law, other than business enterprises operating under K.S.A. 75-5288, and amendments thereto, in and about any correctional institution or facility and shall have the power to receive, take charge, sell or otherwise dispose of any articles manufactured or produced for the benefit of the state, in the manner prescribed by law, other than articles, products and services produced or provided by business enterprises operating under K.S.A. 75-5288, and amendments thereto. The secretary shall have charge and general supervision of the grounds and buildings of such correctional institutions, and the secretary is hereby authorized to purchase the necessary material and supplies therefor. The secretary shall be authorized to consolidate the administration and operations of any correctional institutions.

(b) For purpose of carrying out the secretary's duties, the secretary shall have the authority to receive and expend federal funds and to contract with qualified individuals, partnerships, corporations, organizations, other agencies of the state and the federal government and its agencies.

(c) The secretary shall devote the secretary's entire time to the duties conferred upon the secretary by this act. The secretary may appoint such employees as may be necessary for the efficient management and administration of the department of corrections and as are within available appropriations therefor, and such employees shall be within the classified service under the Kansas civil service act unless otherwise specifically provided by law. Any person appointed as an attorney, *director of information technology* or *director of capital improvement* shall be in the un-

1 classified service under the Kansas civil service act.

2 (d) The secretary may appoint such advisors or groups of advisors as  
3 the secretary deems necessary to carry out the duties imposed by this act.  
4 Such advisors or groups of advisors will serve at the pleasure of the sec-  
5 retary and may receive mileage and subsistence allowances.

6 (e) The secretary may accept and receive for the department of cor-  
7 rections or a correctional institution any gift of property which the sec-  
8 retary determines would enhance the services provided by the depart-  
9 ment of corrections.

10 (f) The secretary of administration shall provide the department of  
11 corrections with office space at Topeka.

12 Sec. 2. K.S.A. 75-5205 is hereby repealed.

13 Sec. 3. This act shall take effect and be in force from and after its  
14 publication in the statute book.

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