

HOUSE BILL No. 2233

AN ACT concerning the department of corrections; relating to prison-made goods; authorizing sales to state employees; amending K.S.A. 75-5275 and 75-5276 and repealing the existing sections.

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

Section 1. K.S.A. 75-5275 is hereby amended to read as follows: 75-5275. (a) The secretary is hereby authorized to purchase in the manner provided by law, equipment, raw materials and supplies, and to employ the supervisory personnel necessary to establish and maintain for this state at each correctional institution, industries for the utilization of services of inmates in the manufacture or production of such articles or products or in providing such services as ~~may be needed for the construction, operation, maintenance or use of any state agency, local agency, other state, the federal government or organization~~ authorized by the prison-made goods act of Kansas.

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

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

Sec. 2. K.S.A. 75-5276 is hereby amended to read as follows: 75-5276. (a) All state agencies shall purchase from the secretary all articles or products required by such state agencies that are produced by inmates and no such article or product shall be purchased by any state agency from any other source, unless excepted from the provisions of this section by law or in accordance with K.S.A. 75-5277, *and amendments thereto*.

(b) The federal government, *state employees for their personal use*, other states, local agencies and organizations may purchase from the secretary such articles, products or services that are produced or provided by inmates under the prison-made goods act and state agencies may purchase from the secretary such services as are provided by inmates.

~~(c) All purchases shall be made through the division of purchases of the department of administration, upon requisition by the proper authority of the agency or organization requiring such articles, products or services.~~

Sec. 3. K.S.A. 75-5275 and 75-5276 are hereby repealed.

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

I hereby certify that the above BILL originated in the HOUSE, and passed that body

Speaker of the House.

Chief Clerk of the House.

Passed the SENATE _____

President of the Senate.

Secretary of the Senate.

APPROVED _____

Governor.