

2023 Kansas Statutes

76-6a13. Revenue bonds for buildings and facilities at educational institutions; definitions. As used in this act, unless the context otherwise requires:

(a) "Board" means the:

- (1) State board of regents;
- (2) board of regents of a municipal university;
- (3) governing board of the northwest Kansas technical college or Fort Hays state university as the governing board of the northwest Kansas technical college upon approval of a formal affiliation agreement pursuant to K.S.A. 2023 Supp. 74-32,469, and amendments thereto;
- (4) governing board of the north central Kansas technical college or Fort Hays state university as the governing board of the north central Kansas technical college upon approval of a formal affiliation agreement pursuant to K.S.A. 2023 Supp. 74-32,469, and amendments thereto; or
- (5) board of trustees of any community college.

(b) "Institution" means and includes:

- (1) Any state educational institution operated and managed under the control and supervision of the state board of regents;
- (2) any municipal university organized under the laws of Kansas;
- (3) any community college;
- (4) northwest Kansas technical college or Fort Hays state university - northwest Kansas technical college upon approval of a formal affiliation agreement pursuant to K.S.A. 2023 Supp. 74-32,469, and amendments thereto; and
- (5) north central Kansas technical college or Fort Hays state university - north central Kansas technical college upon approval of a formal affiliation agreement pursuant to K.S.A. 2023 Supp. 74-32,469, and amendments thereto.

(c) "Building," when heretofore or hereafter acquired or constructed by the state board of regents for any state educational institution under the control and supervision of the state board of regents, means and includes one or more dormitories, kitchens, dining halls, student union buildings, field houses, student hospitals, libraries, on-campus parking, hospital buildings or facilities for the university of Kansas medical center, including outpatient treatment or support facilities and acquisition of any real estate therefor, additions heretofore or hereafter erected in connection therewith, or rehabilitation or renovation of an existing building, or any combination thereof, or any stadium, structure or facility when the same is deemed necessary by the state board of regents to carry out the purposes of the institution, or additions heretofore or hereafter erected in connection with such stadium, structure or facility. The state board of regents shall not issue any revenue bonds for acquisition or construction of any building, structure or facility or additions erected in connection therewith, or for rehabilitation or renovation of an existing building, as authorized by this section, unless such acquisition, construction or rehabilitation or renovation has been authorized by appropriation or other act of the legislature and the state board of regents has first advised and consulted on such acquisition, construction or rehabilitation or renovation with the joint committee on state building construction.

(d) "Revenue bonds" means bonds issued by a board under authority of K.S.A. 76-6a13 et seq., and amendments thereto, and payable as to both principal and interest solely and only out of (1) the income and revenues arising from the operation of the building for which such bonds are issued, or (2) in the case of a building to be constructed for an institution under the control and supervision of the state board of regents and upon a determination by the state board of regents that the best interests of the state and the institution will be served thereby, the revenues derived from student fees levied for this purpose or for other bonds after such other bonds are retired, or both, (3) any combination of the revenues described in clause (1) or (2), and (4) in addition to the revenues described in clauses (1), (2) or (3), in the discretion of the board, out of one or both of the following additional sources: (A) The proceeds of any grant in aid of such project which may be received from any source, and (B) the net income and revenues arising from the operation of another building

already owned and operated by the board and located on the same campus of the institution where the building for which bonds are to be issued will be located.

(e) "Net income and revenue" means the income arising from the operation of a building remaining after providing for the costs of operation of such building and the costs of maintenance thereof.

(f) "Building," when heretofore or hereafter acquired or constructed by a board other than the state board of regents, means and includes one or more dormitories, kitchens, dining halls, student union buildings, field houses, student hospitals, libraries, on-campus parking or additions heretofore or hereafter erected in connection therewith, or any combination thereof.

History: L. 1947, ch. 435, § 1; L. 1957, ch. 463, § 1; L. 1961, ch. 429, § 1; L. 1965, ch. 483, § 1; L. 1967, ch. 471, § 1; L. 1968, ch. 384, § 1; L. 1969, ch. 418, § 1; L. 1977, ch. 237, § 21; L. 1985, ch. 300, § 2; L. 1986, ch. 359, § 1; L. 1988, ch. 297, § 18; L. 1991, ch. 272, § 17; L. 1991, ch. 274, § 6; L. 1992, ch. 22, § 1; L. 2011, ch. 97, § 47; L. 2023, ch. 26, § 5; July 1.