



STATE OF KANSAS

Office of the Attorney General

1st Floor, State Capitol Bldg. (913) 296-2215 Topeka, Kansas 66612

Curt T. Schneider.
Attorney General

August 12, 1976

ATTORNEY GENERAL OPINION NO. 76- 252

Ms. Ernestine Gilliland
State Librarian
Kansas State Library
535 Kansas Avenue
Topeka, Kansas 66603

RE: Libraries - Grants-in-Aid - Rent

SYNOPSIS: A local public library or a regional library may expend moneys received as grants-in-aid pursuant to K.S.A. 1975 Supp. 75-2553 *et seq.* for payment of rent.

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Dear Ms. Gilliland:

You request my opinion whether funds distributed to a local public library or a regional library may as state grants-in-aid, pursuant to K.S.A. 1975 Supp. 75-2553 *et seq.*, may be expended for rent.

K.S.A. 1975 Supp. 75-2558 states in pertinent part thus:

"State funds distributed to a local public library or a regional library as grants-in-aid shall not be expended for construction or repair, debt reduction utilities or capital outlay, other than for the purchase of books, periodicals and other circulating library materials or library service communications"

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An expenditure for rent is not, in my judgment, a capital outlay, nor is it an expenditure for a utility service. Accordingly, I find no statutory prohibition against the use of grant-in-aid funds for payment of rent by a local public library or a regional library.

Yours very truly,



CURT T. SCHNEIDER
Attorney General

CTS:JRM:en