

SENATE BILL No. 210

By Committee on Elections and Local Government

2-1

AN ACT concerning counties; relating to public bids and purchases; amending K.S.A. 19-214 and repealing the existing section.

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

Section 1. K.S.A. 19-214 is hereby amended to read as follows: 19-214. (a) Except as provided in subsection (b) and in K.S.A. 19-216a *and amendments thereto*, all contracts for the expenditure of county moneys for the construction of any courthouse, jail or other county building, or the construction of any bridge in excess of \$10,000, shall be awarded, on a public letting, to the lowest and best bid. The person, firm or corporation to whom the contract may be awarded shall give and file with the board of county commissioners a good and sufficient surety bond by a surety company authorized to do business in the state of Kansas, to be approved by the county attorney or county counselor, in the amount of the contract, and conditioned for the faithful performance of the contract.

(b) The provisions of subsection (a) shall not apply: (1) To the expenditure of county funds for professional services; (2) to the provisions of K.S.A. 68-521, and amendments thereto; or (3) to the purchase of contracts of insurance.

(c) *All contracts or lease-purchase agreements for the expenditure of county moneys for goods or services which can be acquired from and are customarily provided by residents or taxpayers of such county and are for an aggregate amount in excess of \$100,000 may be awarded provided the county complies with the following: (1) Prior to awarding any such contract or lease-purchase agreement the board of county commissioners shall convene a public hearing to consider the merits of the proposed expenditure;*

(2) notice of such hearing shall be published one time, not less than 10 days prior to the hearing in a newspaper having general circulation in the county and the Kansas register;

(3) the county shall notify any county resident or taxpayer customarily providing goods or services under this section of such hearing by mail not less than 10 days prior to the hearing; and

(4) prior to such hearing the board of county commissioners shall cause to have an independent professional cost benefit analysis prepared

1 *on the proposed expenditure and made available for consideration by the*
2 *county and the public in attendance at the hearing.*

3 Sec. 2. K.S.A. 19-214 is hereby repealed.

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

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