

Approved: 4-23-91
Date

MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS.

The meeting was called to order by Chairperson George Teagarden at 12:05 p.m. on March 12, 1991 in room 514-S of the Capitol.

All members were present except: Representative Turnquist (excused)

Committee staff present:

Ellen Piekalkiewicz, Legislative Research Department
Debra Duncan, Legislative Research Department
Jim Wilson, Revisor of Statutes
Susan Miller, Administrative Aide
Sue Krische, Committee Secretary

Conferees appearing before the committee:

Representative Tom Love
Trudy Aron, American Institute of Architects
Ed Martin, Director, Division of Architectural Services
Nicholas Roach, Director of Purchasing
George Barbee, Kansas Consulting Engineers

Others attending: see attached list.

Chairman Teagarden took up consideration of the motion to pass HB 2086, as amended, favorably, which the Committee voted to reconsider on a previous day. Representative Wisdom reviewed a revised subcommittee report on KUMC (Attachment 1). Staff distributed summaries of General Use Funds and State General Funds-OOE at the Medical Center (Attachment 2). Representative Wisdom made a substitute motion to adopt the FY91 revised subcommittee report on KUMC. Representative Chronister seconded. Motion carried. Representative Helgerson is recorded as voting no.

During discussion, Representative Goossen stressed that there is now no legislative limit on spending at the Medical Center. Several members feel the Medical Center should have that responsibility because of the unique nature of this agency in state government and the need for those with expertise in the field to manage it.

Representative Vancrum distributed a graph of Comparison of Instructional Costs as a percent of Total Costs at the Regents' universities prepared by Dr. Walt Chappell (Attachment 3). Representative Vancrum moved to recommend introduction of legislation providing that no state general funds may be used for administrative expenses exceeding 20 percent of the general use budget at any of the Regents' universities and providing that a course section at the Regents' universities must have a minimum of 20 students before an additional section may be added. Representative Patrick seconded. Motion carried.

In response to a question, Representative Chronister explained that the decision to give the hospital the flexibility to fully manage its resources was discussed a number of years and was precipitated last year by the nursing shortage crisis. It was noted the recommendation in the subcommittee report for the Medical Center to submit two budgets in FY93 is an attempt to make the budget more informative and understandable. A member remarked that a number of years ago KUMC was losing money and several times needed support from the State General Fund; however, that situation has been turned around in recent years.

Representative Lowther questioned if the Committee would have any control while the Medical Center has unlimited expenditure authority. Chairman Teagarden stated each year the Medical Center will have to project receipts and submit a budget to the Legislature and they will be accountable for how they spend all the funds. It was noted that the measure of good management will be if the patient census and revenue are up. Chairman Teagarden pointed out that the subcommittee report on the current fiscal year that the Committee receives on each agency addresses expenditures-to-date and is a tool for oversight of current spending.

Representative Wisdom moved adoption of the FY 92 subcommittee report on KUMC, as amended. Representative Solbach seconded. Motion carried. Representative Helgerson is recorded as voting no.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS, room 514-S Statehouse, at 12:05 p.m.
on March 12, 1991.

Representative Dean questioned if any state funds are commingled with endowment funds at the institutions. It was noted endowment funds are private funds and the Legislature has no oversight of these associations. Representative Dean was referring to the levy of 1.5 mills in the city of Wichita for Wichita State University. Representative Dean made a conceptual motion that private funds and public funds not be commingled at the Regents' institutions. Representative Patrick seconded. Representative Gatlin pointed out that monies received from grants for research are commingled now and this motion would impact that situation. Representative Hensley noted the mill levy in Wichita is now countywide, and some of those funds perhaps may be intermixed in the Endowment Association with private donations. Representative Dean withdrew his motion with the permission of the second, Representative Patrick, stating he will research the question and perhaps introduce a bill later. Representative Wisdom moved that HB 2086, as amended, be recommended favorably for passage. Representative Gatlin seconded. Motion carried. Representatives Lowther, Hochhauser, Helgerson, and Solbach are recorded as voting no.

HB 2268 - State agency contracts for goods and services, bid specifications.

Representative Tom Love stated that HB 2268, as it was originally written did not address two of his concerns, bidding for architect's fees and the preparation of bid specifications, so he presented a balloon of amendments to HB 2268 (Attachment 4). He provided documents on the costs of renovating "A" Cellhouse at Lansing and the locking system replacement project at Hutchinson, which he feels are excessive (Attachment 5). He displayed architect's drawings of the two projects and suggested the fees to the architect's were not warranted. Representative Love stated HB 2268 sets up a bid procedure for selecting architects in lieu of the method now used wherein a panel selects the architect for a project. Representative Kline pointed out that the architect's fees on these projects would have included, not only the drawings, but the specifications on the project and oversight of the work as it was performed, as well as engineering fees.

Trudy Aron, American Institute of Architects, testified that the process in place by which an architect is selected insures that the architect has the experience, staff, and time available to complete the project. Bidding would place the primary emphasis on the cost and not the ability of the architect to provide the services required. Ms. Aron noted the federal government and nearly all the states have a qualification-based selection process.

Ed Martin, Director, Division of Architectural Services, summarized the state's process for acquiring professional services for architects and noted before an architect is sought, the state knows the total project cost.

HB 2299 - Specifications for acquisition of goods and services by state agencies.

Representative Wisdom stated that HB 2299 deals with contracts for construction, repairs and purchases of materials. The bill provides that except when the Director of Purchases makes a specific finding or determination that a prospective acquisition is a sole source, all specifications written for the acquisition of materials and services must be designed to ensure that at least two potential bidders qualify.

Ed Martin, Architectural Services, advised that in some cases mechanical systems are not interchangeable because the drawings must be based on a certain product so that physical characteristics, such as hook up points, may be included in the project documents.

Nicholas Roach, Director of Purchases, appeared in support of HB 2299 and distributed a copy of Memorandum 80 dated February 19, 1991 which he sent to all the agencies in the state of Kansas (Attachment 6). Additional correspondence in the handout discusses compliance with Memorandum 80. Mr. Roach stated he could create a specific report for the Legislature on consumable products which would address Representative Wisdom's concern.

George Barbee, Kansas Consulting Engineers, testified that his organization is very supportive of retaining the qualification-based selection process for architects currently in statute. He requested the opportunity to expand on his statement if HB 2268 is pursued at a future meeting.

The meeting was adjourned at 2:10 p.m. The next meeting is scheduled for Wednesday, March 13 at 12:00 noon in 514-S.

**REVISED
SUBCOMMITTEE REPORT**

Agency: University of Kansas
Medical Center

Bill No. 2456

Bill Sec. 34

Analyst: Conroy

Analysis Pg. No. 919

Budget Page No. 584

<u>Expenditure Summary</u>	<u>Agency Req. FY 91</u>	<u>Gov. Rec. FY 91</u>	<u>Subcommittee Adjustments</u>
Operating Expenditures:			
State General Fund	\$ 67,751,731	\$ 67,067,041	\$ --
General Fees Fund	6,162,612	6,162,612	--
Hospital Revenue Fund	101,394,497	100,648,368	2,000,000
Other Funds	1,632,529	1,632,529	--
Subtotal--General Use Funds	<u>\$ 176,941,369</u>	<u>\$ 175,510,550</u>	<u>\$ 2,000,000</u>
Other Funds	53,255,838	53,255,838	--
Subtotal--Operating	<u>\$ 230,197,207</u>	<u>\$ 228,766,388</u>	<u>\$ 2,000,000</u>
Capital Improvements:			
State General Fund	\$ 219,108	\$ 165,274	\$ --
Hospital Fund	929,244	929,244	--
Educational Bldg. Fund	2,269,692	2,269,692	--
Other Funds	1,010,841	1,010,841	--
Subtotal--Capital Impr.	<u>\$ 4,428,885</u>	<u>\$ 4,375,051</u>	<u>\$ --</u>
GRAND TOTAL	<u><u>\$ 234,626,092</u></u>	<u><u>\$ 233,141,439</u></u>	<u><u>\$ 2,000,000</u></u>
FTE Positions			
Classified	3,087.9	3,087.9	--
Unclassified	1,661.2	1,661.2	--
Total	<u>4,749.1</u>	<u>4,749.1</u>	<u>--</u>

Agency Request/Governor's Recommendation

FY 1991. The University of Kansas Medical Center requests a total operating budget of \$230,197,207, an increase of 4.7 percent above the FY 1990 actual amount. The total revised general use operating budget is requested at \$176,941,369, or \$2,499,999 above the current approved amount. The 1990 Legislature removed the expenditure limitation on the Hospital Revenue Fund. The approved budget for FY 1991 contained hospital revenue of \$98,894,497, while the revised budget contains \$101,394,497, or an increase of \$2,500,000. The agency proposes utilizing the increased revenue on nursing salaries (\$1.0 million) and other operating expenditures support (\$1.5 million).

The Governor recommends a total general use operating budget of \$175,510,550, or \$1,430,819 less than the agency requested. In particular, the Governor adjusts employee and dependent health insurance downward by \$1,497,388 to reflect the latest estimated rates. The Governor's revised FY 1991 general use total is \$1,753,871 more than approved by the previous

*HA
3-12-91
Attachment 1*

Legislature. The Governor does concur with the additional Hospital Revenue Fund expenditures for nursing salaries and other operating expenditures.

House Subcommittee Recommendation

The House Subcommittee concurs with the Governor's recommendations with the following adjustments:

1. Concur with the recommendation of the Joint Committee on Building Construction to retitle an existing project from "renovation of the cardiothoracic intensive care unit" to "renovation of the post-operative and cardiothoracic intensive care units." In the FY 1992 report, the Subcommittee recommends the authorization for the additional costs associated with the enlarged renovation project.
2. The Subcommittee also recommends that another capital improvement project entitled "renovate hospital -- phase I" be changed to "comprehensive planning for health care delivery." This will enable the institution to conduct a comprehensive study on the current and future space needs of the hospital.
3. The Subcommittee utilizes the latest receipt estimates of KUMC for the Hospital Revenue Fund. The institution will not be required to repay Medicare \$2.5 million over an educational reimbursement issue in the current year. When this \$2.5 million is combined with approximately \$700,000 in revenue above expectations, KUMC will have approximately \$3.2 million more in the Hospital Revenue Fund than originally anticipated in the current year. The Subcommittee recommends additional expenditures of \$2,000,000 financed from the Hospital Revenue Fund for hospital related salaries and wages. The additional hospital expenditures in the current year include (1) lower than budgeted shrinkage in nursing; (2) higher than budgeted holiday pay, shift differential, and overtime pay; and (3) higher than anticipated student salaries, mainly nursing students.

Bill Wisdom

Representative Bill Wisdom
Subcommittee Chair

Rochelle Chronister

Representative Rochelle Chronister

Lee Hamm

Representative Lee Hamm

George Teagarden

Representative George Teagarden

Robert J. Vancrum

Representative Robert J. Vancrum

**REVISED
SUBCOMMITTEE REPORT**

Agency: University of Kansas
Medical Center

Bill No. 2086

Bill Sec. 8

Analyst: Conroy

Analysis Pg. No. 919

Budget Page No. 584

<u>Expenditure Summary</u>	<u>Agency Req. FY 92</u>	<u>Gov. Rec. FY 92*</u>	<u>Subcommittee Adjustments</u>
Operating Expenditures:			
State General Fund	\$ 75,351,643	\$ 68,546,979	\$ (5,084,241)
General Fees Fund	6,498,509	6,694,472	326,980
Hospital Revenue Fund	107,364,116	106,263,147	2,000,000
Other Funds	723,926	2,090,992	500,000
Subtotal -- General Use	<u>\$ 189,938,194</u>	<u>\$ 183,595,590</u>	<u>\$ (2,257,261)</u>
Other Funds	56,201,751	56,445,671	--
Subtotal -- Operating	<u>\$ 246,139,945</u>	<u>\$ 240,041,261</u>	<u>\$ (2,257,261)</u>
Capital Improvements:			
Hospital Fund	\$ 368,888	\$ 328,888	\$ 1,250,000
Educational Building Fund	7,720,000	--	400,000
Other Funds	1,686,562	1,686,562	--
Subtotal -- Capital Impr.	<u>\$ 9,775,450</u>	<u>\$ 2,015,450</u>	<u>\$ 1,650,000</u>
GRAND TOTAL	<u><u>\$ 255,915,395</u></u>	<u><u>\$ 242,056,711</u></u>	<u><u>\$ (607,261)</u></u>
FTE Positions:			
Classified	3,087.9	3,087.9	--
Unclassified	<u>1,674.7</u>	<u>1,661.2</u>	--
TOTAL	<u><u>4,762.6</u></u>	<u><u>4,749.1</u></u>	<u><u>--</u></u>

* Excludes amounts reserved for employee compensation.

Agency Request/Governor's Recommendation

FY 1992. The Medical Center requests an operating budget of \$246,139,945 in FY 1992, a 6.9 percent increase over the FY 1991 operating budget. The Medical Center's total general use operating budget exceeds the revised FY 1991 request by \$12,996,825 or 7.3 percent. The University requests \$7,357,404 for a 5 percent increase for unclassified personnel, including hospital residents, a 6.5 percent increase for unclassified health care workers, a 16 percent increase for student salaries, classified step movement (2.5 percent) and longevity pay, and a 4 percent increase for other operating expenditures (5 percent for the hospital program). The Medical Center requests \$2,200,259 in FY 1992 for the Margin of Excellence. The request includes 13.5 FTE positions and is entirely allocated to the educational program at the institution. The request includes retention incentives for faculty, operating support for the academic programs, additional faculty positions, library resource development, enhancement of the graduate program, and establishment of an animal disease laboratory. The Medical Center's request reflects an increase of \$7,599,912 in State General Fund support, \$335,897 in general fees support \$5,969,619 in hospital revenues, and a decrease of \$908,603 in support from the Medical Scholarship Repayment Fund.

1-4

The Governor recommends a general use budget of \$183,595,590, or 4.6 percent above the FY 1991 level. The Governor's recommendations include a separate salary reserve for all state employees, funding step movement (2.5 percent) and longevity pay for classified employees, a 2.5 percent base increase for unclassified employees, and for both employee groups a 1.5 percent cost-of-living increase for the second half of FY 1992. The Governor's recommendation includes a 6.5 percent increase for unclassified health care workers, a 16 percent increase for student salaries, a 4 percent increase for other operating expenditures (5 percent for the hospital program), and the full Margin of Excellence request. However the Governor does not recommend any additional FTE positions and instead shifts the salary and wage resources to libraries, equipment, and computers.

House Subcommittee Recommendation

The House Subcommittee concurs with the Governor's recommendations with the following adjustments:

1. **Systemwide Recommendation - Student Salaries.** The Subcommittee does not recommend the 16 percent student salary increase in FY 1992. The action deletes \$117,079 in State General Fund financing for the agency.
2. **Systemwide Recommendation - Salary and Wage Shrinkage.** The Subcommittee recommends that the salary and wage shrinkage amount for FY 1992 be increased by 0.5 percent above the amount recommended by the Governor. The action reduces salaries and wages in the budget year by \$784,306, all financed from the State General Fund. The Subcommittee would encourage the agency to make the additional salary and wage shrinkage adjustments in non-instructional areas.
3. **Systemwide Recommendation - Other Operating Expenditures.** The Subcommittee does not recommend the four percent base increase for other operating expenditures in FY 1992. The action would reduce state General Fund support for the agency by \$537,673 in the budget year. The action reduces the other operating expenditures amount for the non-hospital programs. The Subcommittee concurs with the Governor's recommendation for a 5 percent base increase for the hospital program (\$1,308,567) other operating expenditures.
4. **Systemwide Recommendation - Utilities.** The Subcommittee does not make any adjustments to base utility requests for the institutions in the budget year. The Subcommittee recommends that the Senate Ways and Means Committee review utility expenditures in FY 1991 and projected FY 1992 expenditures based on the latest expenditures to date information.
5. **Systemwide Recommendation - Graduate Teaching Assistant Fee Waiver.** The Subcommittee does not recommend the increase in the graduate teaching assistant fee waiver to 100 percent from the current level of 75 percent. The Subcommittee action increases general fee income by \$14,064 and offsets the demand on the State General Fund by the same amount (\$14,064).
6. **Systemwide Recommendation - Margin of Excellence.** The Subcommittee does not recommend the requested funding for the Margin of Excellence in FY 1992. The Subcommittee action deletes \$2,200,259 in State General Fund support in the budget year.

7. **Systemwide Recommendation - Additional Tuition Increase.** The Subcommittee after extensive review and analysis recommends that tuition receipts in FY 1992 be increased by an additional \$7.3 million systemwide. This amount would be utilized to offset the demand on the State General Fund. The Subcommittee recommends that resident tuition at the research institutions (KU, KSU, WSU, KUMC, and KSUVMC) be increased an additional 5 percent beyond what the Board of Regents has already recommended (3 percent), for a total increase of 8 percent in FY 1992. Resident tuition at the regional universities (ESU, PSU, FHSU, and KCT) would increase only the three percent as recommended by the Board. The Subcommittee further recommends that non-resident tuition be increased by 10 percent beyond what the Board of Regents has already recommended (10 percent) for a total increase of 20 percent in FY 1992. The Subcommittee notes that resident tuition is generally 9 percent below peers and nonresident tuition is roughly 30 percent below peers. The Subcommittee recommendation would attempt to close this gap between Kansas institutions and peer institutions. The Subcommittee action would increase receipts to the General Fees Fund by \$312,916 which would be used to offset the demand on the State General Fund at the institution in the budget year by the same amount (\$312,916).
8. **Systemwide Recommendation - One Percent Across the Board State General Fund Reduction.** The Subcommittee recommends that State General Fund amounts at the institutions be reduced by 1 percent in FY 1992 or \$617,944. The Subcommittee would recommend that institutions carefully consider possible reduction in the areas of out-of-state travel, motor vehicle and office furniture acquisitions. The Subcommittee would hope that the institutions take every effort to protect the instructional program budget when making this one percent reduction.
9. **Systemwide Recommendation - Minimum Class Size.** The Subcommittee reviewed the issue of minimum class size for undergraduate classes. In particular, the Subcommittee focused on multiple section classes that have fewer than 25 student in a section. The Subcommittee requests that the agency in cooperation with the Board of Regents review this issue in detail, identifying any potential cost savings and report back to the 1992 House Appropriations Committee.
10. **Systemwide Recommendation - FY 1992 State General Fund Appropriation Language.** The Subcommittee recommends that given the magnitude of the recommended reductions, that the State General Fund line items of salaries and wages, other operating expenditures, and utilities be collapsed into one single line item of "operating expenditures" in FY 1992. The Subcommittee recommendation will give the institution flexibility to manage the reductions to the best of their abilities. The Subcommittee also deletes the proviso language that requires negotiated bid prices for natural gas be approved by the State Finance Council, since the agencies can now utilize the negotiated procurement statute.
11. **Systemwide Recommendation - Computer Center Funding Shift.** The Subcommittee does not recommend at this time the shift in computer center funding from a service clearing activity to direct general use funding. The Subcommittee requests that the House Computers, Communications and Technology Committee review the issue and report back to this Committee prior to consideration of the omnibus bill.

12. The Subcommittee requests three different topics be pursued by interim committees this next interim period. The Subcommittee requests that a major study be done on the possible duplication of educational programs within the Regents institutions. The Subcommittee also requests an interim study to review the differences in the cost per credit hour for the same educational credit hour at the Regents institutions. The Subcommittee would request that the Board of Regents also internally review the issue of why there is such a variance in the cost per credit hour for the same type of educational credit hour at the institutions. The third interim topic requested by the Subcommittee is to review the level of graduate and professional tuition at Kansas institutions in relationship to other institutions.
13. Increase expenditures by \$500,000 from the Medical Scholarship Repayment Fund for operating support of the institutions. The Subcommittee recommends that a similar amount of State General Fund support (\$500,000) be offset by the increased special revenue funds.
14. The Subcommittee concurs with the Joint Committee on State Building Construction on building a new research facility that would be financed as follows:

	<u>FY 1992</u>	<u>FY 1993</u>	<u>FY 1994</u>	<u>FY 1995</u>
Educational Bldg. Fund	\$ 400,000	\$1,600,777	\$6,700,000	\$ 399,223
Gift/Private Funds	--	2,260,000	2,260,000	--
Total	<u>\$400,000</u>	<u>\$3,860,777</u>	<u>\$8,960,000</u>	<u>\$ 399,223</u>

15. The Subcommittee concurs with the Joint Committee on State Building Construction and recommends the authorization of \$1,250,000 from the Hospital Fund for the renovation of the post operative and cardiothoracic intensive care units at the hospital. The Subcommittee recommends that the agency decide if receipts are at a sufficient level in the Hospital Revenue Fund to support the project.
16. The Subcommittee notes with concern that the state employees health care contract has providers that primarily utilize health care institutions outside the state boundaries. The Subcommittee would hope that state employees have access to health care institutions within the state.
17. The Subcommittee utilizes the latest projected receipt estimates of KUMC for the Hospital Revenue Fund and increases receipts by \$2.5 million. The institution anticipates that \$2.5 million in a potential Medicare reimbursement issue will not have to be repaid in FY 1992. The Subcommittee recommends additional expenditures of \$2,000,000 financed from the Hospital Revenue Fund for hospital related salaries and wages. The additional expenditure will address nursing salary and wage shrinkage, hospital personnel holiday pay, shift differential, and overtime pay, and student nurse salaries.
18. The Subcommittee notes that the revised ending balance in the Hospital Revenue Fund at the end of FY 1992 is \$2,227,648, which represents a little over one week of operating expenditures at the hospital.

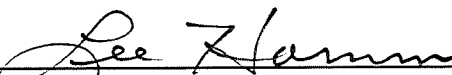
19. The Subcommittee would suggest to clearly define the budgetary issues facing Bell Memorial Hospital, that the institution submit two budget documents in FY 1993. One document would reflect hospital operations and the other would reflect the educational component of the institution.



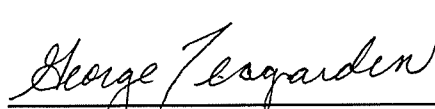
Representative Bill Wisdom
Subcommittee Chair



Representative Rochelle Chronister



Representative Lee Hamm



Representative George Teagarden



Representative Robert J. Vancrum

FY 1991-FY 1992 HOSPITAL REVENUE FUND

	FY 1991			FY 1992		
	<u>Original Agency Request</u>	<u>Agency Revised</u>	<u>Subcommittee Rec.</u>	<u>Original Agency Request</u>	<u>Agency Revised</u>	<u>Subcommittee Rec.</u>
Beginning Balance	\$ 4,446,283	\$ 4,446,283	\$ 4,446,283	\$ 1,692,343	\$ 2,892,343	\$ 3,288,472
Receipts	<u>118,639,000</u>	<u>121,839,000</u>	<u>121,839,000</u>	<u>126,575,000</u>	<u>129,075,000</u>	<u>129,075,000</u>
Total Available	\$ 123,085,283	\$ 126,285,283	\$ 126,285,283	\$ 128,267,343	\$ 131,967,343	\$ 132,363,472
Expenses	<u>121,392,940</u>	<u>122,996,811</u>	<u>122,996,811</u>	<u>127,935,793</u>	<u>131,185,793</u>	<u>130,084,824</u>
Ending Balances	<u>\$ 1,692,343</u>	<u>\$ 3,288,472</u>	<u>\$ 3,288,472</u>	<u>\$ 331,550</u>	<u>\$ 781,550</u>	<u>\$ 2,278,648</u>

1-9

Regents FY 1991-FY 1992 General Use Funds
Operating Expenditures

Institution	Gov. Rec. FY 1991	Comm. Rec. FY 1991	Difference	Agency Req. FY 1992	Gov. Rec. (Enhanced) FY 1992	Comm. Rec. FY 1992	FY 1992 Difference Comm. Rec./ Gov. Rec.	% Change From FY 91 Comm. Rec.
KU	\$ 147,109,594	\$ 147,109,594	\$ --	\$ 161,689,761	\$ 155,183,739	\$ 147,301,154	\$ (7,882,585)	0.1%
KSU	138,102,774	138,102,774	--	153,193,503	147,328,318	139,143,392	(8,184,926)	0.8
WSU	63,635,984	63,635,984	--	70,891,224	67,693,155	63,929,063	(3,764,092)	0.5
PSU	28,397,667	28,397,667	--	31,735,417	30,458,659	28,718,665	(1,739,994)	1.1
ESU	26,296,178	26,296,178	--	29,441,396	28,239,394	26,281,884	(1,957,510)	(0.1)
FHSU	25,383,282	25,383,282	--	27,945,523	26,756,446	25,487,203	(1,269,243)	0.4
KUMC	175,510,550	177,510,550	2,000,000	189,938,194	183,595,590	181,338,329	(2,257,261)	2.2
KSUVMC	12,863,803	12,863,803	--	14,014,623	13,875,735	12,999,143	(876,592)	1.1
KCT	4,455,221	4,455,221	--	5,033,206	4,816,852	4,438,686	(378,166)	(0.4)
TOTAL	\$ 621,755,053	\$ 623,755,053	\$ 2,000,000	\$ 683,882,847	\$ 657,947,888	\$ 629,637,519	\$ (28,310,369)	0.9%

Governor's current resources total General Use Fund amount is \$632,843,613; the FY 1992 Committee recommendation is \$3,206,094 below the current resources amount or a 0.5 percent reduction.

91-270/ac

HA
3-12-91
Attachment 2

**Regents FY 1991-FY 1992 State General Fund ONLY
Operating Expenditures**

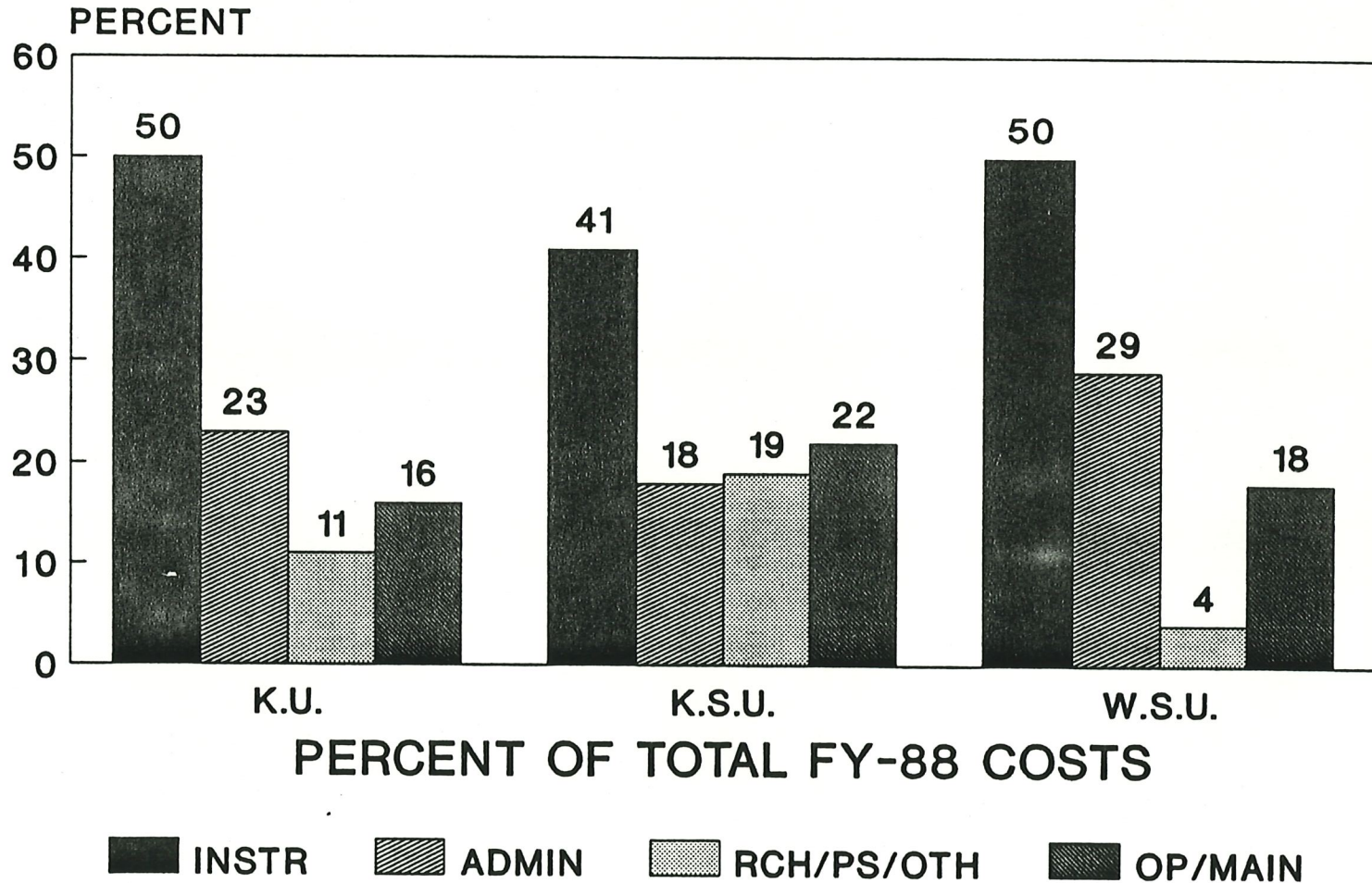
<u>Institution</u>	<u>Gov. Rec. FY 1991</u>	<u>Comm. Rec. FY 1991</u>	<u>Difference</u>	<u>Agency Req. FY 1992</u>	<u>Gov. Rec. (Enhanced) FY 1992</u>	<u>Comm. Rec. FY 1992</u>	<u>Difference Comm. Rec./ Gov. Rec.</u>	<u>% Change From FY 91 Comm. Rec.</u>
KU	\$ 100,988,204	\$ 100,988,204	\$ --	\$ 113,137,453	\$ 105,786,073	\$ 94,021,369	\$ (11,764,704)	(6.9)%
KSU	103,744,592	103,744,592	--	118,397,835	112,152,882	102,067,680	(10,085,202)	(1.6)
WSU	47,237,488	47,237,488	--	53,751,873	50,541,445	45,666,697	(4,874,748)	(3.3)
PSU	21,845,243	21,845,243	--	24,946,723	23,705,965	21,690,683	(2,015,282)	(0.7)
ESU	20,505,820	20,505,820	--	23,545,825	22,352,992	20,251,169	(2,101,823)	(1.2)
FHSU	20,268,926	20,268,926	--	23,041,288	21,374,911	20,004,678	(1,370,233)	(1.3)
KUMC	67,067,041	67,067,041	--	75,351,643	68,546,679	63,462,438	(5,084,241)	(5.4)
KSUVMC	7,790,043	7,790,043	--	9,479,877	8,790,989	7,817,490	(973,499)	0.4
KCT	3,987,745	3,987,745	--	4,617,902	4,388,516	4,010,350	(378,166)	0.6
TOTAL	\$ 393,435,102	\$ 393,435,102	\$ --	\$ 446,270,419	\$ 417,640,452	\$ 378,992,554	\$ (38,647,898)	(3.7)%

Governor's current resources total State General Fund amount is \$389,922,089; the FY 1992 Committee recommendation is \$10,929,535 below the current resources amount or a 2.8 percent reduction.

2-2

REGENTS UNIVERSITY COST COMPARISON

INSTRUCTIONAL \$ AS % OF TOTAL COSTS



SOURCE: KANSAS REGENTS FY-88 ACTUAL EX.

H/A
 3-12-91
 Attachment 3

HOUSE BILL No. 2268

By Representative Love

2-13

Proposed Amendments to HB 2268
For Consideration by House Appropriations
Committee

3-12-91

8 AN ACT concerning ~~contracts for construction and repairs and pur-~~
9 ~~chases of materials and services~~ for state agencies; relating to
10 specifications therefor; amending K.S.A. ~~75-3730~~ and repealing
11 the existing section.

capital improvement projects

acquisition of architectural services and
the preparation and approval of contract and
bid documents and

75-1254, 75-1255, 75-1256, 75-1257 and 75-1259
and K.S.A. 1990 Supp. 75-1253

sections

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

14 Section 1. ~~K.S.A. 75-3730 is hereby amended to read as follows:~~
15 ~~75-3730. In the manner as provided in this act and rules and reg-~~
16 ~~ulations established thereunder:~~

17 (a) ~~All contracts for construction and repairs, and all purchases~~
18 ~~of and contracts for supplies, materials, equipment and contractual~~
19 ~~services to be acquired for state agencies shall be based on com-~~
20 ~~petitive bids, except that competitive bids need not be required: (1)~~
21 ~~For contractual services when, in the judgment of the director of~~
22 ~~purchases, no competition exists, or (2) when, in the judgment of~~
23 ~~the director of purchases, chemicals and other material or equipment~~
24 ~~for use in laboratories or experimental studies by state agencies are~~
25 ~~best purchased without competition, or where rates are fixed by law~~
26 ~~or ordinance, or (3) when, in the judgment of the director of pur-~~
27 ~~chases, an agency emergency requires immediate delivery of sup-~~
28 ~~plies, materials or equipment, or immediate performance of services,~~
29 ~~or (4) when any statute authorizes another procedure or provides an~~
30 ~~exemption from the provisions of this section.~~

31 The director of purchases shall make a detailed report at least
32 once in each calendar quarter to the legislative coordinating council
33 and the chairpersons of the senate committee on ways and means
34 and the house of representatives committee on appropriations of all
35 contracts for goods, supplies, materials, equipment or contractual
36 services entered into without competitive bids under subsections
37 (a)(1), (a)(2), (a)(3) or (g).

38 (b) If the amount of the purchase is estimated to exceed ap-
39 proximately \$10,000, sealed bids shall be solicited by notice pub-
40 lished once in the Kansas register not less than 10 days before the
41 date stated therein for the opening of such bids. The director of
42 purchases may waive this publication of notice requirement when
43 the director determines that a more timely procurement is in the

3-12-91
Attachment 4

1 ~~best interest of the state. The director of purchases also may des-~~
2 ~~ignate a trade journal for such publication. The director of purchases~~
3 ~~also shall solicit such bids by sending notices by mail to prospective~~
4 ~~bidders. All bids shall be sealed when received and shall be opened~~
5 ~~in public at the hour stated in the notice. The director of purchases~~
6 ~~shall make a detailed report at least once in each calendar quarter~~
7 ~~to the legislative coordinating council and the chairpersons of the~~
8 ~~senate committee on ways and means and the house of represen-~~
9 ~~tatives committee on appropriations of all cases when the publication~~
10 ~~of notice of bid solicitations in the Kansas register have been waived~~
11 ~~under this subsection.~~

12 (c) ~~All purchases estimated to exceed approximately \$5,000 but~~
13 ~~not more than \$10,000, shall be made after receipt of sealed bids~~
14 ~~following at least three days' notice posted on a public bulletin board~~
15 ~~in the office of the director of purchases. The director of purchases~~
16 ~~also may solicit sealed bids by mail in such cases in like manner as~~
17 ~~provided in subsection (b).~~

18 (d) ~~All purchases estimated to be less than \$5,000 may be made~~
19 ~~after the receipt of three or more bid solicitations by telephone and~~
20 ~~after receipt of sealed bids following at least three days' notice posted~~
21 ~~on a public bulletin board in the office of the director of purchases.~~
22 ~~Such bids shall be recorded as provided in subsection (c) of K.S.A.~~
23 ~~75-3740 and amendments thereto. With the approval of the secretary~~
24 ~~of administration, the director of purchases may delegate authority~~
25 ~~to any state agency to make purchases of less than \$10,000 either~~
26 ~~on the open market or under certain prescribed conditions and pro-~~
27 ~~cedures. The director of purchases shall make a report at least once~~
28 ~~in each calendar quarter to the legislative coordinating council and~~
29 ~~the chairpersons of the senate committee on ways and means and~~
30 ~~the house of representatives committee on appropriations of all cur-~~
31 ~~rent and existing delegations of authority under this subsection to~~
32 ~~state agencies.~~

33 (e) ~~Subject to the provisions of subsection (d), contracts and pur-~~
34 ~~chases shall be based on specifications approved by the director of~~
35 ~~purchases. All such specifications shall be designed in such a manner~~
36 ~~that not less than three products produced by three different po-~~
37 ~~tential bidders may qualify, unless the director of purchases makes~~
38 ~~a specific finding or determination that, by reason of the unique~~
39 ~~character of the supplies, materials, equipment or services sought,~~
40 ~~it is impossible to design specifications to satisfy this requirement.~~
41 ~~When deemed applicable and feasible by the director of purchases,~~
42 ~~such specifications shall include either energy efficiency standards~~
43 ~~or appropriate life cycle cost formulas, or both, for all supplies,~~

4-2

1 ~~materials, equipment and contractual services to be purchased by~~
2 ~~the state. The director of purchases may reject a contract or purchase~~
3 ~~on the basis that a product is manufactured or assembled outside~~
4 ~~the United States. No such specifications shall be fixed in a manner~~
5 ~~to effectively exclude any responsible bidder offering comparable~~
6 ~~supplies, materials, equipment or contractual services meeting such~~
7 ~~specifications.~~

8 (f) ~~Notwithstanding anything herein to the contrary, all contracts~~
9 ~~with independent construction concerns for the construction, im-~~
10 ~~provement, reconstruction and maintenance of the state highway~~
11 ~~system and the acquisition of rights of way for state highway purposes~~
12 ~~shall be advertised and let as now or hereafter provided by law.~~

13 (g) ~~The director of purchases may authorize state agencies to~~
14 ~~contract for services and materials with other state agencies, or with~~
15 ~~federal agencies, political subdivisions of Kansas, agencies of other~~
16 ~~states or subdivisions thereof, or private nonprofit educational in-~~
17 ~~stitutions, without competitive bids.~~

18 (h) ~~Except as otherwise specifically provided by law, no state~~
19 ~~agency shall enter into any lease of real property without the prior~~
20 ~~approval of the secretary of administration. Such state agency shall~~
21 ~~submit to the secretary of administration such information relating~~
22 ~~to any such proposed lease as the secretary may require. The sec-~~
23 ~~retary of administration shall either approve, modify and approve or~~
24 ~~reject any such proposed lease.~~

25 Sec. ~~2.~~ 1 ~~K.S.A. 75-3730~~ is hereby repealed.

26 Sec. ~~3.~~ 1 This act shall take effect and be in force from and after
27 its publication in the statute book.

Insert attached sections

75-1254, 75-1255, 75-1256, 75-1257 and
75-1259 and K.S.A. 1990 Supp 75-1253 are

(7)

(8)

4-3

BALLOON INSERT FOR HB 2268

Section 1. K.S.A. 1990 Supp. 75-1253 is hereby amended to read as follows: 75-1253. (a) Whenever it becomes necessary in the judgment of the secretary of administration or in any case when the total cost of a project for the construction of a building or for major repairs or improvements to a building for a state agency is expected to exceed \$500,000, the secretary of administration shall convene a negotiating committee. The state building advisory commission shall prepare a list of at least three and not more than five firms which are, in the opinion of the state building advisory commission, qualified to serve as project architect for the project. Such list shall be submitted to the negotiating committee so convened, without any recommendation of preference or other recommendation.

(b) The negotiating committee or secretary of administration, if no negotiating committee is convened, shall notify each firm on the list prepared for a project or projects and request each such firm to submit a bid to perform the architectural services for the project or projects.

(c) The secretary of administration shall meet with each negotiating committee and shall advise the negotiating committee but shall have no vote in the selection process or other matter upon which the committee may vote.

(d) The secretary of administration may combine two or more separate projects for the construction of buildings or for major repairs or improvements to buildings for state agencies, for the purpose of procuring architectural services for all such projects from a single firm and in each such case such combined projects shall be construed to be a single project for all purposes under the provisions of K.S.A. 75-1250 to 75-1267, inclusive, and amendments thereto.

Sec. 2. K.S.A. 75-1254 is hereby amended to read as follows: 75-1254. (a) Whenever a negotiating committee is not convened in

accordance with K.S.A. 75-1253 and amendments thereto for a proposed project for the construction of a building or for major repairs or improvements to a building for a state agency, the secretary of administration shall:

(1) Determine the architectural services desired for the proposed project, select at least three qualified firms to perform architectural services for the proposed project and request each such firm to submit a bid to perform such architectural services, conduct discussions with at-least-three firms-regarding the firm submitting the lowest responsible bid for the proposed project, determine the architectural services desired for such project, and negotiate a contract with one--of such--firms such firm as project architect for the desired architectural services for all phases of the project which are authorized by appropriations therefor at a rate of compensation not in excess of those specified in K.S.A. 75-1263 and amendments thereto and not exceeding the terms of the bid submitted by such firm;

(2) undertake to provide all or part of the architectural services for such project, including the construction administration services as described in K.S.A. 75-1260 and amendments thereto; or

(3) designate a qualified employee of the state agency or institution for which the project is being constructed, or of the state agency which controls and supervises the operation and management of such institution, to provide all or part of such services for the project; for the purposes of providing such architectural services, such employee shall be known as the agency architect for the project.

(b) The employee of such agency designated as the agency architect for the project shall be a licensed architect under the provisions of K.S.A. 74-7001 to 74-7035, inclusive, and amendments thereto and shall be found by the secretary of administration to be qualified to perform all of the architectural services for the particular project, including the

construction administration services as described in K.S.A. 75-1260 and amendments thereto.

(c) The secretary of administration or the agency architect for the project, as the case may be, shall provide the preliminary design services, construction contract documents, bidding services and construction administration services as described in K.S.A. 75-1260 and amendments thereto for each phase of the project for which no firm is employed as project architect.

Sec. 3. K.S.A. 75-1255 is hereby amended to read as follows: 75-1255. (a) A written description of the scope or program of the project shall be prepared by the head of the state agency for which the project is proposed and submitted to the secretary of administration and to the negotiating committee, if one is convened. The negotiating committee, or the secretary of administration if no negotiating committee is convened, may approve the description as submitted or may revise and amend or reject all or any part of such description.

(b) The description in the form approved by the negotiating committee, or the secretary of administration as the case may be, shall be used in the preparation of bids and in the negotiations between the committee and ~~qualified--firms~~ firm submitting the lowest responsible bid to provide the architectural services required for the project. Such description shall be the basis for the project development and the project description shall not be altered therefrom without the prior approval of the negotiating committee, or the secretary of administration if no negotiating committee is convened.

Sec. 4. K.S.A. 75-1256 is hereby amended to read as follows: 75-1256. The negotiating committee for each proposed project shall have access to the current statements of qualifications of and performance data on the firms listed by the state building advisory commission under K.S.A. 75-1253 and amendments thereto and all information and evaluations regarding such firms gathered and developed by the secretary of administration, with the advice

of the state building advisory commission under K.S.A. 75-3783 and amendments thereto. ~~The negotiating committee shall conduct discussions with each of the firms so listed regarding the anticipated project and then shall select a single firm therefrom.~~

Sec. 5. K.S.A. 75-1257 is hereby amended to read as follows:
 75-1257. (a) Each negotiating committee shall decide which architectural services are desired and shall negotiate a contract with the selected firm as project architect for such firm submitting the lowest responsible bid to perform the architectural services as desired at compensation not in excess of that specified in K.S.A. 75-1263, and amendments thereto and not exceeding the terms of the bid submitted by such firm. Whenever the project is for construction of a building or for major repairs or improvements for a building, such contract shall be for all phases of the project which are authorized by appropriations therefor.

(b) In such negotiations, the negotiating committee shall always consider demonstrated competence and qualifications, including satisfactory completion of any previous phase of work awarded for the same project, and shall take into account the estimated value of the services to be rendered and the scope, complexity and professional nature thereof. ~~The negotiating committee shall attempt to negotiate a contract with any firm, which is on the list submitted by the state building advisory commission, for the later phases of work of any project upon which such firm has been awarded a contract and satisfactorily completed a previous phase of work.~~

(c) Should the negotiating committee be unable to negotiate a satisfactory contract with the firm considered to be the most qualified which submitted the lowest responsible bid, within the fee limits established, negotiations with that firm shall be terminated. The negotiating committee shall then undertake negotiations with the second-most-qualified firm which submitted the second lowest responsible bid. Failing of accord with the

second-most-qualified firm which submitted the second lowest responsible bid, negotiations with such firm shall be terminated. The negotiating committee shall then undertake negotiations with the firm which submitted the third, fourth and fifth most qualified--firm lowest responsible bid, in turn. Should the negotiating committee be unable to negotiate a satisfactory contract with any of the selected firms, the committee shall reevaluate the services and fee requirements and may reopen negotiations with any of the nominated firms or may request another list of nominees under subsection (d).

(d) Should the negotiating committee still be unable to enter into a contract, it shall request the state building advisory commission to provide another list of nominees as provided in K.S.A. 75-1253, and amendments thereto.

Sec. 6. K.S.A. 75-1259 is hereby amended to read as follows: 75-1259. (a) The project architect employed by the secretary of administration to prepare the construction documents shall submit all construction documents to the secretary of administration and the state agency for which the project is being constructed. All construction documents prepared by the project architect shall be approved by the secretary of administration and the state agency prior to submitting the same to the director of purchases to solicit bids thereon.

(b) Subject to the provisions of subsection (d), the review of the construction documents by the secretary of administration and the state agency under this section shall be limited to ensuring only that such documents do not change the project description approved under K.S.A. 75-1255 and amendments thereto and that the same comply with the standards established under K.S.A. 75-3783 and amendments thereto by the secretary of administration with the advice of the state building advisory commission for the planning, design and construction of buildings and major repairs and improvements to buildings for state agencies.

(c) If the construction documents are prepared by the

secretary of administration, the same shall be submitted to and approved by the state agency prior to submission to the director of purchases. If the construction documents are prepared by an agency architect as provided in K.S.A. 75-1254 and amendments thereto the same shall be submitted to, reviewed and approved by the secretary of administration under this section prior to submission to the director of purchases.

(d) All construction documents shall be prepared so that all specifications for supplies, materials and equipment for the project are designed in such manner so that not less than three products produced by three different suppliers may supply the prescribed supplies, materials or equipment, unless the secretary of administration makes the specific finding or determination that, by reason of the unique character of the supplies, materials and equipment required for the project, it is impossible to design specifications to satisfy this requirement.

College Education

\$51.28 per credit hour

Figure represents an average cost per credit hour based on actual enrollments.

QUESTION 6:

What is the total cost of materials and supplies used in the A Cellhouse renovation project at the Lansing Correctional Facility (LCF)?

ANSWER:

\$10,520/cell 222 cells

The original appropriation for the A Cellhouse renovation project was \$2,336,973. Of that amount, \$260,000 was paid for architectural fees to the firm of Dronberger, Arbuckle, Walker, McLain & Link of Hutchinson, Kansas. The amount used for materials and supplies to date total \$2,070,307.35, for a project total of \$2,330,867.35. The remaining amount of \$6,105.65 is being used as a contingency in the event of any additional costs incurred from the fencework now in progress.

QUESTION 7:

What is the projected cost of the locking system replacement project at the Hutchinson Correctional Facility and what was the amount of funding appropriated? Why was a pneumatic locking system chosen over the original plan for an electronic locking system?

ANSWER:

The amount appropriated for this project is \$1,644,570. The projected cost is \$1,029,500 with a breakdown as follows:

Pneumatic Locking System	\$ 787,000
Architect's Fee	121,000
Miscellaneous Costs	2,500
Contingency (15%)	119,000
TOTAL	<u>\$1,029,500</u>

It is anticipated that \$615,070 will not be needed and can be reallocated.

The pneumatic system was selected for several reasons. The cost was significantly less (\$197,000) than the rack and pinion system, and only \$31,000 above the cost of repairing the existing system. The pneumatic system has fewer parts that can malfunction and should provide a more efficient and maintenance-free system.

HA
~~3~~ 3-12-91
 Attachment 5

Renovation of A Cellhouse

2-8-91

	<u>Quantity</u>	<u>Unit Cost</u>	<u>Amount</u>
Architectural Fees			
Droneberger, Arbuckle, Walker, McClain & Link	--	\$ --	\$260,000
Furniture and Fixtures			
Beds (Cost of Renovation)	222	9.55	\$ 2,120
Cabinets	222	111.90	24,842
Mirrors	222	16.90	3,752
Clothes Hooks	30	10.71	321
Ice Machines	3	3,011.12	9,033
Water Coolers	4	265.00	1,060
Paper Towel Dispensers	4	40.00	160
Toilet Paper Holder	4	10.70	43
Mirror	5	32.00	160
Combination Lavatory & Stool Units	220	744.65	163,823
Handicap Lavatory	7	327.82	2,295
Handicap Water Closet	7	432.27	3,026
Shower Units			
Shower System	1	7,060.00	7,060
Wall Type Units	6	610.00	3,660
Staff Bathroom Fixtures	Lot	3,068.40	3,068
Metal Detectors		11,367.50	11,368
Closed Circuit TV Monitors		49,980.00	49,980
Unit Team Office Equipment			
Desks	8	449.00	3,592
Executive Chairs	8	216.00	1,728
Side Chairs	8	98.00	784
File Cabinets	8	140.91	1,127
Folding Tables	6	38.35	230
Folding Chairs	40	5.95	238
Calculator	1	89.00	89
Buffer	1	823.03	823
Subtotal - Furniture & Fixtures			\$294,382
Construction Equipment			
Cable Man Lift			\$ 1,759
Air Compressor			8,675
Welding Machine			615
Saw Kit			465
Sand Blasting Equipment			750
Plumbing Tools			5,167
Mortar Mixer			1,559
Drill Press			465
Chipping Hammer			485
Hammer Drill			720
Scaffolding			2,705
Buffer			737
Miscellaneous Small Tools			5,159
Subtotal - Construction Equipment			\$ 29,261
Total			\$583,643

5-2

Hutchinson

The cost of the project is detailed as follows:

Construction	\$ 787,000
Architect's Fee	121,000
Miscellaneous Costs	10,570
Contingency Fee	126,000
Total	<u>\$1,044,570</u>

Amount Appropriated \$1,644,570

Amount Remaining \$ 600,000

As you know, the remaining amount of \$600,000 is lapsed in 1991 Senate Bill No. 36.

If you have any other questions, please contact me.

Sincerely,



Steven J. Davies, Ph.D.
Secretary of Corrections

SJD:DW/dj
Enclosures

STATE OF KANSAS



DEPARTMENT OF ADMINISTRATION
Division of Purchases

JOAN FINNEY,
Governor
NICHOLAS B. ROACH
Director of Purchases

Landon State Office Building
800 Jackson, Room 102 N
Topeka, Kansas 66612-1286
(913) 296-2376

February 19, 1991

DIVISION OF PURCHASES MEMORANDUM 80

SUBJECT: Solicitations Resulting In Only One Bid Received

K.S.A. 75-3739 establishes requirements for bidding acquisitions which fall into three categories based upon "estimated" cost. These categories are:

Under \$5,000 - K.S.A. 75-3739(d)
\$5,000 - \$10,000 - K.S.A. 75-3739(c)
Over \$10,000 - K.S.A. 75-3739(b)

K.S.A. 75-3739(a) contains a reporting requirement which notes:

The director of purchases shall make a detailed report at least once in each calendar quarter to the Legislative Coordinating Council and the Chairpersons of the Senate Committee on Ways and Means and the House of Representatives Committee on Appropriations of all contracts for goods, supplies, materials, equipment or contractual services entered into without competitive bids.

That requirement is a recently added proviso which follows this statement:

All contracts for construction and repairs, and all purchases of and contracts for supplies, materials, equipment and contractual services to be acquired for state agencies shall be based on competitive bids, except that competitive bids need not be required:

- (1) For contractual services when, in the judgement of the director of purchases, no competition exists; or
- (2) when, in the judgement of the director of purchases, chemicals and other material or equipment for use in laboratories or experimental studies by State Agencies are best purchased without competition, or where rates are fixed by law or ordinance; or

HA
3-12-90
Attachment 6

- (3) when, in the judgement of the director of purchases, an agency emergency requires immediate delivery of supplies, materials or equipment, or immediate performance of services; or
- (4) when any statute authorizes another procedure or provides an exemption from the provisions of this section.

The reporting requirement, coupled with the common phrase from K.S.A. 75-3739(a), "when, in the judgement of the director of purchases," forms the basis for this document.

Therefore, effective immediately any pending award for which only one awardable bid is (or was) received, must be approved by this office prior to the issuance of the award. The transmittal of this data may be by Fax or U.S. Postal Service, and must include specifications utilized, bidders list utilized, the one bid received, and a brief memo stating why you believe only one bid was received. Do not send any "no bid" responses, unless they contain comments which address the issue of only one bid having been received. These files should be sent to the Contracting Officer who would have made the solicitation, had it come through this office originally. The analysis of the Contracting Officer, along with the file, will be forwarded to the Director for final approval and compilation for the statutorily required reporting.

As previously noted, this memorandum is effective immediately, and applies to all non-awarded files at this date, regardless of the bid opening date.



Nicholas B. Roach
Director of Purchases

NBR:dm

STATE OF KANSAS



DEPARTMENT OF ADMINISTRATION
Division of Purchases

JOAN FINNEY,
Governor
NICHOLAS B. ROACH,
Director of Purchases

Landon State Office Building
900 Jackson Room 102 N
Topeka, Kansas 66612-1286
(913) 296-2376

M E M O R A N D U M

TO: All State Contracting Officers
FROM: Nicholas B. Roach, Director of Purchases
DATE: March 7, 1991
RE: Compliance with Memorandum 80

A handwritten signature in cursive script, appearing to read "Nick Roach", written in dark ink.

For those files which are processed here, and for which we only have one response which is awardable, the process should be as follows:

1. Place a memo in the Bid File which provides all the information Memo 80 requires.
2. Proceed with the award

I'll pick up the data from my review of the Bid File when the POV has been typed, and in that way, the award process will not be slowed down by a file sitting on my desk.

For clarification, confirmings, maintenance, water treatment products, etc., are all to be included in this process.

cc: Jerry Merryman
Leo Vogel



DEPARTMENT OF ADMINISTRATION
Division of Purchases

JOAN FINNEY,
Governor
NICHOLAS B. ROACH,
Director of Purchases

Landon State Office Building
900 Jackson, Room 102 N
Topeka, Kansas 66612-1286
(913) 296-2376

M E M O R A N D U M

TO: All State Contracting Officers
FROM: Nicholas B. Roach, Director of Purchases *Nich Roach*
DATE: February 22, 1991
RE: Division of Purchases Memorandum 80

Those of you who attended the RPAG Meeting in Wichita may remember what prompts the above-captioned. I have been intending to address this subject for some time, and now have done so.

As noted in the next-to-last paragraph, those files will come to you, for your review and recommendation. I would like that to be in writing, to me, regardless of what you recommend. We can discuss any issues on any of them, but the file needs to contain your analysis and recommendation.

When I receive your recommendation, I will either approve or disapprove the award, and we will either bid it for them, correct and modify their specifications and/or vendor list for them to re-bid the acquisition, or report it as a sole source in accordance with the statutes.

If we are going to require agencies to operate under this memorandum, we will need to impose the same requirements on ourselves.

cc: Jerry Merryman
Leo Vogel



DEPARTMENT OF ADMINISTRATION
Division of Purchases

MIKE HAYDEN
Governor
NICHOLAS B. ROACH,
Director of Purchases

Landon State Office Building
900 Jackson, Room 102 N
Topeka, Kansas 66612-1286
(913) 296-2376

M E M O R A N D U M

TO: Mr. Arden K. Ensley, Secretary
Legislative Coordinating Council

The Honorable August Bogina, Chairperson
Senate Ways and Means Committee

The Honorable George Teagarden, Chairperson
House Appropriations Committee

FROM: Nicholas B. Roach, Director of Purchases

DATE: January 15, 1991

RE: Quarterly Report of Non-Competitive Purchases

In accordance with K.S.A. 75-3739(a)(1), following is the quarterly report of the contract entered into when no competition existed for October, November and December, 1990.

<u>Month</u>	<u>Description</u>	<u>Cost</u>
<u>ADJUTANT GENERAL'S DEPARTMENT</u>		
November	Replacement Micro Processor for Motorola Advanced Status Control Motorola	\$ 702.00
<u>DEPARTMENT OF ADMINISTRATION</u>		
<u>Division Of Buildings and Grounds</u>		
November	Material and Labor to Upgrade Energy Management System on JC 85/40 System for Capitol Complex Johnson Controls	\$26,279.00

Division of Information System and Communications

October	Professional Services for Review of Natural Software Environment Software AG of North America, Inc.	\$ 22,500.00
December	Lease of Software IBM Corporation	\$ 5,288.00

Division of Personnel Services

October	Smoking Cessation Classes and Materials American Lung Association	\$ 16,000.00 FY 91/92
November	Provide Counsel Regarding Labor Issues \$100 per hour of Legal Service Rendered Foulston & Siefkin	Not To Exceed \$ 5,000.00

Division of Printing

November	Hand Tabbing of Booklets Capper Foundation	\$ 1,124.80
----------	---	-------------

KANSAS BOARD OF AGRICULTURE

October	Services of Enumerators and Veterinarians Shirley J. Burhenn	\$ 4,000.00 Per Year Per Individual
---------	---	---

KANSAS ARTS COMMISSION

October	Administration of Design Arts Program Ginny Graves	\$ 6,960.00
October	Consultant Services Related to Implementation of Arts-As-Basic-In-Education Programming Joanna Bosko	\$ 25,629.21

CITIZENS' UTILITY RATEPAYERS BOARD

October	Technical Consulting Assistance in Docket 91-AT&T-90-TAR Bion C. Ostrander	Not To Exceed \$ 2,605.00
November	Legal Assistance in Docket No. 174,155-U Robert V. Eye	\$ 2,100.00

CORPORATION COMMISSION

November	Expert Accounting Consulting Services Bion Ostrander	\$ 60.00 Per Hour
----------	---	----------------------

DEPARTMENT OF CORRECTIONS

November	Substance Abuse Treatment at Topeka Correctional Facility - East DCCCA	\$ 26,780.81
December	Provide Childbirth and Family Life Education to Female Inmates The Family Center of Topeka	\$ 4,600.00

BOARD OF EDUCATION

October	Training and Identification of Person for Appointment as Education Advocates for Handicapped Students Families Together Inc.	Not To Exceed \$ 33,000.00
October	Develop Report, "Evaluation of Cross-categorical Programs for the Mildly Handicapped in Kansas" Dr. Robert Harrington	\$ 5,000.00
October	Develop Parenting/Life Skills Curriculum James Jones	Not To Exceed \$ 4,600.00
December	Develop Assessment Tools for Vocational Education Dr. Tim Wentling	Not To Exceed \$ 10,000.00

EMPORIA STATE UNIVERSITY

November	Computer Software License and Maintenance Agreement for ISU-ASYST Alumni/Development System University Systems Technology, Inc.	\$ 79,600.00
----------	--	--------------

FORT HAYS STATE UNIVERSITY

November	Video Graphics Board. Provides Computer Generated Video Graphics New Tek, Inc.	\$ 1,613.00
----------	---	-------------

BOARD OF HEALING ARTS

December	Computer Services Data Systems International	Not To Exceed \$ 7,000.00
----------	---	------------------------------

DEPT. OF HEALTH AND ENVIRONMENT

October	Multi-Form Scanner FileNet Corporation	\$ 12,000.00
---------	---	--------------

6-6

December	Microprocessor based TLD Reader for reading "glass-encapsulated bulbs". Victoreen	\$ 8,500.00
----------	--	-------------

DEPARTMENT OF HUMAN RESOURCES

October	Systems Support and Development Interstate Conference of Employment Security Agencies, Inc.	\$ 57,037.00
---------	---	--------------

KANSAS INSURANCE DEPARTMENT

October	Annual Statement Forms Brandon Insurance Service	\$ 2,444.50
---------	---	-------------

KANSAS STATE UNIVERSITY

October	Software Package Math Works, Inc.	\$ 1,101.00
October	Elevator Parts Dover Elevator	\$ 2,428.81
October	Computer Consulting Services Technology Specialists, Inc.	Not To Exceed \$ 40,000.00
November	Software License for Network File System Sun Micro Systems	\$ 1,252.40
November	Software Package and 1 year of Software Maintenance Stat Sci	\$ 1,400.00
November	Computer Aided Engineering Software Package Walker Engineering	\$ 795.00
December	Data Acquisition System Upgrade. R.C. Electronics	\$ 2,595.00
December	Installation & Training for Software Ideal Learning	\$ 3,500.00

KANSAS LOTTERY

October	Research Survey of Game in Each of the Lotto America States Columbia Information Systems	\$ 2,600.00
---------	--	-------------

KANSAS RACING COMMISSION

December	Court Reporting Services Don K. Smith and Associates	\$ 8,546.00
----------	---	-------------

PITTSBURG STATE UNIVERSITY

November Video Graphic Board \$ 1,613.00
New Tek, Inc.

BOARD OF REGENTS

November Intervention Training \$ 5,024.00
Johnson Institute Plus Travel

DEPARTMENT OF REVENUE

October State Abstract Form \$ 2,595.00
Lockwood

November Remote SpoolPrint 3X/40X Software Package \$ 3,600.00
for IBM AS/400 and Remote SpoolPrint 3X/40X
Software Package for IBM S/36
Broderick Data Systems

DEPT. OF SOCIAL AND REHABILITATION SERVICES

October Updated Version of the DDS Case Tracking \$ 3,200.00
System and C-Session Software
I. Levy & Associates, Inc.

October Tutor KanWork Clients in Basic Reading, Not To Exceed
Writing and Computer Skills \$ 50,000.00
Wichita Area Literacy Volunteers of America

December Workbooks - Survival Skills for Women \$ 3,146.81
Women's Center of Tarrant County

UNIVERSITY OF KANSAS

October One-time Upgrade Fee for Transfer of \$ 9,900.00
Easytrieve Plus
Pansophic Systems, Inc.

November Acquisition of Insect Collection \$ 3,500.00
Dr. Bartolozzi

November Medical Transcription Services \$ 6,400.00
Pat Davis

December Research on Drug Metabolizing Enzymes \$ 2,000.00
Dr. Anna Baranczyk-Kuzma Plus Airfare
From Poland

UNIVERSITY OF KANSAS MEDICAL CENTER

October	Laparoscopic Procedure Trocars Auto Suture Division	\$ 6,114.38
October	Add-on, upgrade software for Micro Focus COBOL/2 Workbench Package Micro Focus	\$ 19,530.00
October	Daycare Services Project Eagle	\$145,000.00
November	Botulinum Toxin, Strain A (Oculinum*) 100/vial Nerve blocking drug used in Ophthalmology and Neurology Allergan Pharmaceuticals	\$ 19,250.00
November	Electrodes for Dornier Lithotripter Dornier Medical Systems, Inc.	\$140,137.00
November	Density Control Board for Mammography Machine Siemens Medical Systems	\$ 1,780.00
November	Infasurf - Neonatal Drug Ony, Inc.	\$ 10,890.00
November	Orthoclone - Kidney Transplant Drug Ortho Pharmaceutical Corp.	\$ 10,875.00

KANSAS WATER OFFICE

November	Database Development Jennifer Page	\$ 7,663.00 Not To Exceed
----------	---------------------------------------	------------------------------

WICHITA STATE UNIVERSITY

November	Parts for Equinox Data PBX Equinox	\$ 16,983.00
----------	---------------------------------------	--------------

6-9

WINFIELD STATE HOSPITAL

October	Elevator Repair Montgomery Elevator	\$	587.50
---------	--	----	--------

Respectfully submitted,



Nicholas B. Roach
Director of Purchases

NBR:sm

cc: Arthur H. Griggs
Secretary of Administration