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MEMORANDUM

To: Chairman Masterson and Members of the Committee on Ways and Means
From: Jill Wolters, First Assistant and Charles Reimer, Assistant Revisor
Date: April 27, 2015
Subject: HB 2395, as amended by House Committee

HB 2395, as amended by the House Committee, amends K.S.A. 2014 Supp. 75-1253, pertaining to the state procurement process for securing architectural, engineering or land surveying services for state construction projects for a building or major repairs or improvements to a state building, by raising the total project cost threshold for when the secretary of administration is required to convene a negotiating committee¹ for purposes of procuring such services.

Currently, the statute provides the secretary of administration may convene a negotiating committee to secure professional services for a state building construction project, but must do so to secure architectural services if the total project cost is expected to exceed \$750,000, and must do so to secure engineering or land surveying services if the total project cost is expected to exceed \$500,000. The bill strikes these separate thresholds and adds a generally applicable project cost threshold for when a negotiating committee becomes mandatory of \$1,000,000.

Section 2 was removed from the original bill by the House Committee on Commerce, Labor and Economic Development. The section originally amended K.S.A. 2014 Supp. 75-37,143, pertaining to procedures of the state building advisory commission regarding alternate project delivery programs such as construction management at-risk or building design-build procurement for state agency public building projects, by removing a notice provision for a meeting by the state building advisory commission to consider requests by state agencies for such a program. Page 3, lines 14-18.

The bill passed the House on March 25, 2015, by a vote of 120 to 4.

¹ “Negotiating committee” means a committee to negotiate as provided in this act, and consisting of the following members: (1) The head of the state agency for which the proposed project is planned or of the state agency that controls and supervises the operation and management of the institution for which the proposed project is planned, if such is the case, or a person designated by the head of the agency; (2) the head of the institution for which the proposed project is planned, or a person designated by the head of the institution. When the proposed project is not planned for an institution, the state agency head shall designate a second person in lieu of the head of an institution; and (3) the secretary of administration, or a person designated by the secretary, who shall act as chairperson of the committee. K.S.A. § 75-1251(b).