

SENATE BILL No. 328

By Senators Hensley and Denning

1 AN ACT concerning correctional institutions and juvenile correctional
2 facilities; prohibiting the outsourcing or privatization of any operations
3 or facilities thereof; allowing existing contracts to be renewed.
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. (a) Notwithstanding any other provision of law, no state
7 agency shall enter into any agreement or take any action to outsource or
8 privatize any ~~operations or facilities~~ of any correctional institution, as
9 defined by K.S.A. 75-5202, and amendments thereto, or juvenile
10 correctional facility, as defined by K.S.A. 2017 Supp. 38-2302, and
11 amendments thereto, that is operated by a state agency without prior
12 specific authorization by an act of the legislature or an appropriation act of
13 the legislature. The restriction imposed by this subsection applies to any
14 action to outsource or privatize all or any part of any ~~operation or facility~~
15 of such correctional institution or juvenile correctional facility.

16 (b) ~~Nothing~~ in this section shall prevent the department of corrections
17 from renewing, in substantially the same form as an existing agreement,
18 any agreement in existence prior to January 1, 2018, for services at such
19 correctional institution or juvenile correctional facility.

20 ~~(e)~~ Nothing in this section shall prevent the department of corrections
21 from entering into an agreement for services at such correctional
22 institution or juvenile correctional facility with a different provider if such
23 agreement is substantially similar to an agreement for services in existence
24 prior to January 1, 2018.

25 Sec. 2. This act shall take effect and be in force from and after its
26 publication in the Kansas register.

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- (1) Security operations shall include the supervision of inmates in a correctional institution or juvenile correctional facility.
- (2) Job classifications and duties associated with those classifications as of February 1, 2018 that shall remain state employees as required by this statute include:
 - (A) All classes of Corrections Officer
 - (B) All classes of Corrections Supervisor
 - (C) Chief of Security
 - (D) All classes of Corrections Counselor
 - (E) Unit Team Manager
 - (F) Classification Administrator
 - (G) Deputy Warden and
 - (H) Warden (c)