

**CHAPTER 121****(SB 189)**

AN ACT relating to capital renewal, maintenance, and renovation of state-owned facilities.

*Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

➔Section 1. The General Assembly recognizes that protecting investments of public funds in state-owned facilities through planned maintenance, renewal, and renovation of these facilities is of critical importance to the Commonwealth of Kentucky, as has been consistently stated by the Capital Planning Advisory Board in its Statewide Capital Improvements Plan developed pursuant to KRS Chapter 7A. The General Assembly further recognizes that minimizing deterioration of state-owned facilities, limiting the effects of cost inflation associated with the deferral of necessary major maintenance and repair, and ensuring that facilities comply with necessary health and safety requirements requires a proactive policy to protect the public investment. Therefore, the General Assembly directs the following:

(1) The Finance and Administration Cabinet and the office of the state budget director shall produce and present to the Legislative Research Commission on or before December 1, 2008, a report with recommendations addressing the establishment and implementation of a process for funding deferred and future major capital renewal, maintenance, and renovation needs costing \$600,000 or more each for facilities owned by the Commonwealth and operated by state agencies. The report shall take into account information from the comprehensive real property and facilities management database maintained by the Department for Facilities and Support Services pursuant to KRS 42.425.

(2) The Council on Postsecondary Education and the office of the state budget director shall produce and present to the Legislative Research Commission on or before December 1, 2008, a report with recommendations addressing the establishment and implementation of a process for funding deferred and future major capital renewal, maintenance, and renovation needs costing \$600,000 or more each for facilities owned by the Commonwealth and operated by the postsecondary institutions. The report shall take into account the findings and recommendations of the postsecondary education Facility Condition Assessment and Space Study Project completed in February 2007.

**Signed by Governor April 14, 2008.**