

247.147 State Fair Board's procurement procedures -- Administrative regulations.

- (1) The State Fair Board shall:
 - (a) Conduct all procurements necessary for the performance of its duties in accordance with KRS Chapter 45A and this chapter, provided that this chapter, controls in the event that, and to the extent that, any provision in this chapter is expressly inconsistent with any provision of KRS Chapter 45A; or
 - (b) Promulgate administrative regulations pursuant to KRS Chapter 13A establishing its procurement procedures.
- (2) If the State Fair Board elects to promulgate administrative regulations establishing its procurement procedures rather than conduct procurements in accordance with KRS Chapter 45A, the State Fair Board may include sections of KRS Chapter 45A as part of its administrative regulations and shall require review of personal service contracts, tax incentive agreements, and memorandum of agreements by the Government Contract Review Committee as established by KRS 45A.705.
- (3) Procurements for personal service contracts shall not be subject to the requirements of KRS 45A.695(2)(b), due to the unique operational activities conducted for state government by the State Fair Board as recognized in this chapter.
- (4) The State Fair Board's procurement procedures or administrative regulations shall be designed to provide for the purchase of supplies, equipment, services, and construction items that provide the greatest long-term benefit to the state, the greatest integrity for the State Fair Board, and the best service and products for the public.
- (5) In its bidding and negotiation processes, the State Fair Board may:
 - (a) Perform its own bidding and procurement;
 - (b) Utilize the services of the Finance and Administration Cabinet; or
 - (c) Utilize a combination thereof.
- (6) The president and chief executive officer of the State Fair Board may, in lieu of the secretary of the Finance and Administration Cabinet, declare an emergency for purchasing purposes.

Effective: March 29, 2021

History: Created 2021 Ky. Acts ch. 163, sec. 1, effective March 29, 2021.