

1 AN ACT relating to ensuring fair permitting and licensing practices.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 61 IS CREATED TO
4 READ AS FOLLOWS:

5 *As used in Sections 1 to 4 of this Act:*

6 *(1) "Administrative hearing" or "hearing" has the same meaning as in KRS*
7 *13B.010;*

8 *(2) "Final order" has the same meaning as in KRS 13B.010;*

9 *(3) "Hearing officer" has the same meaning as in KRS 13B.010; and*

10 *(4) "State agency":*

11 *(a) Means a department, cabinet, office, division, commission, council, board,*
12 *bureau, committee, institution, agency, government corporation, or any*
13 *other entity within the executive branch of state government; and*

14 *(b) Does not include the Department of Kentucky State Police.*

15 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 61 IS CREATED TO
16 READ AS FOLLOWS:

17 *(1) Notwithstanding any other law to the contrary, a state agency shall specify in*
18 *clear and unambiguous language the criteria for approval of a license or permit.*

19 *(2) A state agency shall approve or deny an application for a license or permit within*
20 *sixty (60) days if:*

21 *(a) A specific timeline to approve or deny an application for a license or permit*
22 *is not otherwise prescribed by law, administrative regulation, or rule; or*

23 *(b) A law, administrative regulation, or rule is silent or ambiguous on a*
24 *timeline to approve or deny an application for a license or permit.*

25 *(3) If a license or permit is not approved or denied within the timeframe established*
26 *in subsection (2) of this section, the application shall be deemed approved by a*
27 *state agency unless:*

1 (a) The application is materially incomplete and the applicant, after being
2 notified of the deficiency, has failed to correct it; or

3 (b) A state agency issues a written justification for an extension of time within
4 the sixty (60) days that specifies the additional time necessary for making a
5 determination on an application for a license or permit, which shall:

6 1. Not exceed an additional thirty (30) days under any circumstance; and

7 2. Be based upon a substantial and demonstrable interest in protecting
8 public health, safety, or welfare, including but not limited to, permits
9 or licenses involving building safety, fire protection, utilization of
10 public infrastructure, utility capacity, or which require coordination
11 with other state agencies.

12 (4) The determination of what constitutes clear and unambiguous language shall be
13 a judicial question, without deference to a state agency.

14 (5) (a) This section shall not apply to licenses, permits, or other authorizations:

15 1. The criteria or the programs for which are either established by,
16 adopted from, or directly authorized by federal law; or

17 2. That are established by federal law in which authority to determine the
18 criteria for approval of a license, permit, or other authorization has
19 been delegated to a state agency; and

20 (b) The application of this section to a license, permit, or other authorization
21 pursuant to paragraph (a) of this subsection would result in a violation of
22 federal law or a violation of the terms of delegation made pursuant to
23 federal law to the state agency.

24 ➔SECTION 3. A NEW SECTION OF KRS CHAPTER 61 IS CREATED TO
25 READ AS FOLLOWS:

26 (1) An applicant who has been denied a license or permit may request an
27 administrative hearing to be conducted by the state agency that issued the denial.

1 *The state agency shall conduct the hearing in accordance with this section and*
2 *KRS Chapter 13B or the relevant provision governing administrative hearings for*
3 *that state agency.*

4 *(2) Notwithstanding subsection (1) of this section, in any state agency hearing*
5 *involving an application for a license or permit, a state agency shall have the*
6 *burden of persuasion relating to a state agency's denial of:*

7 *(a) A license or permit; or*

8 *(b) An application or request for modification of a license or permit*
9 *application.*

10 *(3) Notwithstanding subsection (1) of this section, at a state agency hearing involving*
11 *an application for a license or permit, upon the motion of an applicant or the*
12 *state agency and for use as evidence, the hearing officer may permit a deposition*
13 *to be taken, in the manner and on the terms designated by the hearing officer, of*
14 *a witness who cannot be subpoenaed or who is unable to attend the hearing.*

15 ➔SECTION 4. A NEW SECTION OF KRS CHAPTER 61 IS CREATED TO
16 READ AS FOLLOWS:

17 *(1) An applicant in a state agency hearing involving the denial of a license or permit*
18 *shall be entitled to a speedy and public judicial review of a final order pursuant to*
19 *KRS 13B.140 or the relevant provisions governing judicial review of a final order*
20 *of an administrative hearing for that state agency.*

21 *(2) If requested by an applicant to an action, within thirty (30) days after*
22 *transmission of the original or a certified copy of the official record of the*
23 *proceeding under review pursuant to KRS 13B.140(3), the court shall issue an*
24 *order scheduling a preliminary conference to address any scheduling matters,*
25 *including but not limited to future hearings, status conferences, or any other*
26 *issues pertaining to the application for a license or permit that may need to be*
27 *addressed.*

1 ➔Section 5. KRS 45A.045 is amended to read as follows:

- 2 (1) The Finance and Administration Cabinet shall serve as the central procurement and
3 contracting agency of the Commonwealth. **The cabinet shall:**
- 4 (a) ~~[/The cabinet shall /]~~Require all agencies to furnish an estimate of specific
5 needs for supplies, materials, and equipment to be purchased by competitive
6 bidding for the purpose of permitting scheduling of purchasing in large
7 volume. The cabinet shall establish and enforce schedules for purchasing
8 supplies, materials, and equipment. In addition, prior to the beginning of each
9 fiscal year all agencies shall submit to the Finance and Administration
10 Cabinet an estimate of all needs for supplies, materials, and equipment during
11 that year which will have to be required through competitive bidding;~~[-]~~
- 12 (b) ~~[/The Finance and Administration Cabinet shall /]~~Have **the authority**~~[power]~~,
13 with the approval of the secretary of the Finance and Administration Cabinet,
14 to transfer between departments, to salvage, to exchange, and to condemn
15 supplies, equipment, and real property;**and**~~[-]~~
- 16 (c) ~~[/The Finance and Administration Cabinet shall /]~~Attempt in every practicable
17 way to ensure that state agencies are fulfilling their business needs through the
18 application of the best value criteria.
- 19 (2) The Finance and Administration Cabinet shall recommend regulations, rules, and
20 procedures and shall have supervision over all purchases by the various spending
21 agencies, except as otherwise provided by law, and, subject to the approval of the
22 secretary of the Finance and Administration Cabinet, shall promulgate
23 administrative regulations to govern purchasing by or for all these agencies. The
24 cabinet shall publish a manual of procedures which shall be incorporated by
25 reference as an administrative regulation **in accordance with**~~[pursuant to]~~ KRS
26 Chapter 13A. This manual shall be distributed to agencies and shall be revised upon
27 issuance of amendments to these procedures. No purchase or contract shall be

1 binding on the state or any agency thereof unless approved by the Finance and
2 Administration Cabinet or made under general administrative regulations
3 promulgated by the cabinet.

4 (3) The Finance and Administration Cabinet shall purchase or otherwise acquire, or,
5 with the approval of the secretary, may delegate and control the purchase and
6 acquisition of the combined requirements of all spending agencies of the state,
7 including, but not limited to, interests in real property, contractual services, rentals
8 of all types, supplies, materials, equipment, and services.

9 (4) (a) The Finance and Administration Cabinet shall sell, trade, or otherwise dispose
10 of any interest in real property of the state which is not needed, or has become
11 unsuitable for public use, or would be more suitable to the public's interest if
12 used in another manner, as determined by the secretary of the Finance and
13 Administration Cabinet.

14 (b) The determination of the secretary of the Finance and Administration Cabinet
15 shall be set forth in an order and shall be reached only after review of a
16 written request by the agency desiring to dispose of the real property. This
17 request shall describe the real property and state the reasons why the agency
18 believes the real property should be disposed.

19 (c) *Before the disposal of real property, the secretary of the Finance and*
20 *Administration Cabinet shall determine that:*

21 *1. No other state agency has a purpose for the real property; and*

22 *2. The city, county, urban-county government, or consolidated local*
23 *government where the real property is located does not have an*
24 *ownership interest in the real property.*

25 (d) All instruments required by law to be recorded which convey any interest in
26 any real property so disposed of shall be executed and signed by the secretary
27 of the Finance and Administration Cabinet and approved by the Governor.

1 (e) Unless the secretary of the Finance and Administration Cabinet deems it in
2 the best interest of the state to proceed otherwise, all interests in real property
3 shall be sold either by invitation of sealed bids or by public auction. The
4 selling price of any interest in real property shall not be less than the appraised
5 value thereof as determined by the cabinet, or the Transportation Cabinet for
6 the requirements of that cabinet.

7 (f) A state agency notifying the Finance and Administration Cabinet of its
8 intent to dispose of any interest in real property assigned to the state agency
9 shall continue to provide maintenance and security of the existing
10 structures, buildings, and land included in the real property until the sale or
11 other disposition is complete.

12 (g) In the event the Finance and Administration Cabinet receives no responsive
13 bids for real property being disposed of, either by sealed bid or by public
14 auction, the real property may be disposed of, consistent with the public
15 interest, in any manner deemed appropriate by the secretary of the Finance
16 and Administration Cabinet. A written description of the real property, the
17 method of disposal, and the amount of compensation, if any, shall be made
18 by the secretary of the Finance and Administration Cabinet.

19 (5) (a) If state-owned real property is observed to be abandoned, or it has not been
20 substantially utilized for a public use, the chief executive officer of the city,
21 county, urban-county government, or consolidated local government where
22 the real property is located may:

23 1. Receive notice inquiring about the real property from a citizen,
24 developer, or consultant as described in paragraph (d) of this
25 subsection;

26 2. Develop a plan for public use of the real property; and

27 3. Submit a written notice to the secretary of the Finance and

- 1 Administration Cabinet and the Capital Planning Advisory Board:
- 2 a. Expressing interest in the use of the real property;
- 3 b. Requesting state utilization information from the Finance and
- 4 Administration Cabinet on the availability of the real property
- 5 for disposal; and
- 6 c. Requesting the real property to be considered for sale, trade, or
- 7 disposal.
- 8 (b) Within sixty (60) calendar days of receiving written notice under paragraph
- 9 (a)3. of this subsection, the secretary of Finance and Administration
- 10 Cabinet shall send a written response to the chief executive officer of the
- 11 city, county, urban-county government, or consolidated local government
- 12 and the Capital Planning Advisory Board that includes but is not limited to:
- 13 1. The current occupancy and use of the real property;
- 14 2. If the Finance and Administration Cabinet or other applicable state
- 15 agency intends to evaluate real property for disposal under subsection
- 16 (4) of this section or to maintain its ownership interest in the real
- 17 property for public use; and
- 18 3. Provide a description of the real property, current status, available and
- 19 planned occupancy, utilization, restrictions of use, and a timeline for
- 20 full utilization of the property.
- 21 (c) If the applicable state agency determines to request disposal of the real
- 22 property, the state agency and Finance and Administration Cabinet shall
- 23 proceed in accordance with subsection (4) of this section.
- 24 (d) A citizen, developer, or consultant may notify the chief executive officer of
- 25 the city, county, urban-county government, or consolidated local
- 26 government where state-owned real property is located if he or she observes
- 27 that the state-owned real property is abandoned or not substantially utilized

1 for public use.

2 (6) The Finance and Administration Cabinet shall sell, trade, or otherwise dispose of all
3 personal property of the state that is not needed, or has become unsuitable for
4 public use, or would be more suitable to the public's interest if used in another
5 manner, or, with the approval of the secretary, may delegate the sale, trade, or other
6 disposal of the personal property. In the event the authority is delegated, the method
7 for disposal shall be determined by the agency head, in accordance with
8 administrative regulations promulgated by the Finance and Administration Cabinet,
9 and shall be set forth in a document describing the property and stating the method
10 of disposal and the reasons why the agency believes the property should be
11 disposed of. In the event the authority is not delegated, requests to the Finance and
12 Administration Cabinet to sell, trade, or otherwise dispose of the property shall
13 describe the property and state the reasons why the agency believes the property
14 should be disposed of. The method for disposal shall be determined by the Division
15 of Surplus Properties, and approved by the secretary of the Finance and
16 Administration Cabinet or his or her designee.

17 ~~(7)~~~~(6)~~ The Finance and Administration Cabinet shall exercise general supervision
18 and control over all warehouses, storerooms, and stores and of all inventories of
19 supplies, services, and construction belonging to the Commonwealth. The cabinet
20 shall promulgate administrative regulations to require agencies to take and maintain
21 inventories of plant property, buildings, structures, other fixed assets, and
22 equipment. The cabinet shall conduct periodic physical audits of inventories.

23 ~~(8)~~~~(7)~~ The Finance and Administration Cabinet shall establish and maintain
24 programs for the development and use of purchasing specifications and for the
25 inspection, testing, and acceptance of supplies, services, and construction.

26 ~~(9)~~~~(8)~~ Nothing in this section shall prevent the Finance and Administration Cabinet
27 from negotiating with vendors who maintain a General Services Administration

1 price agreement with the United States of America or any agency thereof. No
2 contract executed under this provision shall authorize a price higher than is
3 contained in the contract between the General Services Administration and the
4 vendor affected.

5 ~~(10)~~⁽⁹⁾ Except as provided in KRS Chapters 175, 176, 177, and 180, and subject to
6 the provisions of this code, the Finance and Administration Cabinet shall purchase
7 or otherwise acquire all real property determined to be needed for state use, upon
8 approval of the secretary of the Finance and Administration Cabinet as to the
9 determination of need and as to the action of purchase or other acquisition. The
10 amount paid for this real property shall not exceed the appraised value as
11 determined by the cabinet or the Transportation Cabinet (for such requirements of
12 that cabinet), or the value set by eminent domain procedure. Subject to the
13 provisions of this code, real property or any interest therein may be purchased,
14 leased, or otherwise acquired from any officer or employee of any agency of the
15 state upon a finding by the Finance and Administration Cabinet, based upon a
16 written application by the head of the agency requesting the purchase, and approved
17 by the secretary of the Finance and Administration Cabinet and the Governor, that
18 the employee has not either himself or herself, or through any other person,
19 influenced or attempted to influence either the agency requesting the acquisition of
20 the property or the Finance and Administration Cabinet in connection with such
21 acquisition. Whenever such an acquisition is consummated, the request and finding
22 shall be recorded and kept by the Secretary of State along with the other documents
23 recorded pursuant to the provisions of KRS Chapter 56.

24 ~~(11)~~⁽¹⁰⁾ The Finance and Administration Cabinet shall maintain records of all
25 purchases and sales made under its authority and shall make periodic summary
26 reports of all transactions to the secretary of the Finance and Administration
27 Cabinet, the Governor, and the General Assembly. The Finance and Administration

1 Cabinet shall also report trends in costs and prices, including savings realized
2 through improved practices, to the above authorities. The Finance and
3 Administration Cabinet shall also compile an annual report of state purchases by all
4 spending agencies in the state's statewide accounting and reporting system. The
5 report format shall include, but not be limited to, dollar amount, volume, type of
6 purchase, and vendor.

7 ~~(12)~~~~(11)~~ For capital construction projects, subject to the provisions of this code and
8 KRS 45A.180, the procurement may be on whichever of the following alternative
9 project delivery methods, in the judgment of the secretary of the Finance and
10 Administration Cabinet after first considering the traditional design-bid-build
11 project delivery method, offers the best value to the taxpayer:

- 12 (a) A design-build basis; or
- 13 (b) A construction management-at-risk basis.

14 Proposals shall be reviewed by the engineering staff to assure quality and value, and
15 compliance with procurement procedures. All specifications shall be written to
16 promote competition. Nothing in this section shall prohibit the procurement of
17 phased bidding or construction manager-agency services.

18 ~~(13)~~~~(12)~~ The Finance and Administration Cabinet shall have control and supervision
19 over all purchases of energy-consuming equipment, supplies, and related equipment
20 purchased or acquired by any agency of the state as provided in this code, and shall
21 promulgate administrative regulations to designate the manner in which an energy-
22 consuming item will be purchased so as to promote energy conservation and
23 acquisition of energy efficient products. Major energy components shall be
24 amortized on a seven (7) to ten (10) years' recovery basis and shall take into
25 consideration the projected cost of fuel. The Finance and Administration Cabinet, in
26 consultation with the Cabinet for Economic Development, shall conduct a thorough
27 economic feasibility analysis on any major energy-using component of at least three

1 million (3,000,000) BTU's per hour heat input and shall issue a certificate of
 2 economic feasibility prior to the Finance and Administration Cabinet's purchasing
 3 or retrofitting any such component that utilizes any fuel other than coal. The
 4 economic feasibility analysis shall consist of life-cycle cost comparisons of a
 5 component that would utilize coal and one(s) that would utilize any fuel other than
 6 coal. For the analysis, the Finance and Administration Cabinet shall provide
 7 detailed estimates of equipment purchase price, installation cost, annual operation
 8 and maintenance costs, and usage patterns of energy-using components.

9 ➔Section 6. KRS 56.463 is amended to read as follows:

10 The cabinet shall have the power and duty:

11 (1) To determine the comparative needs and demands of the various state agencies for
 12 acquiring real estate and for building projects;

13 (2) To purchase or otherwise acquire all real property determined to be needed for state
 14 use and upon the approval of the secretary of the Finance and Administration
 15 Cabinet as to the determination of need and as to the action of purchase or other
 16 acquisition, except as provided in KRS Chapters 175, 176, 177, and 180. All such
 17 acquisitions of real property or interests therein shall be made in accordance with
 18 KRS 45A.045;

19 (3) (a) To sell or otherwise dispose of all property, including any interest in real
 20 property, of the state that is not needed or has become unsuitable for public
 21 use or would be more suitable consistent with the public interest for some
 22 other use as determined by the secretary of the Finance and Administration
 23 Cabinet. All such sales or other disposition shall be made in accordance with
 24 KRS 45A.045.[-;]

25 (b) A state agency notifying the Finance and Administration Cabinet of its
 26 intent to dispose of any interest in real property assigned to the state agency
 27 shall continue to provide maintenance and security of the existing

1 *structures, buildings, and land included in the real property until the sale or*
2 *other disposition is complete in accordance with Section 5 of this Act.*

3 (4) (a) To control the use of any real property owned or otherwise held by the
4 Commonwealth, or any state agency, and to determine for what periods of
5 time and for what purposes any state agency may use the same, including the
6 agency for whose use it was initially acquired or improved, and to determine
7 what appropriate uses shall be made of such real property during periods that
8 the cabinet finds the same is not required for the purposes of any particular
9 state agency. The cabinet shall allocate to the General Assembly and the
10 Legislative Research Commission all space within the New State Capitol
11 Annex in the basement and on the first, second, third, and fourth floors,
12 excluding:

- 13 1. Mechanical areas, public entrances, vestibules, and restrooms; and
- 14 2. The following additional space, as allocated on January 1, 2023:
 - 15 a. Areas in the basement occupied by the Kentucky State Police and
16 Facilities Security;
 - 17 b. Areas in the basement operated as the snack bar and cafeteria, as
18 well as storage areas related to the operation of the snack bar and
19 cafeteria;
 - 20 c. The area in the basement operated as a nurse's station;
 - 21 d. The area in the basement used as an automated teller machine
22 (ATM);
 - 23 e. The office space in the basement occupied by the Secretary of
24 State;
 - 25 f. Utility spaces in the basement west wing and east wing
26 northernmost hallways occupied by janitorial, maintenance, and
27 mechanical staff;

1 g. The loading dock in the rear of the annex basement, along with the
2 office space immediately adjacent to the loading dock on the back
3 wall of the annex, provided that the General Assembly and the
4 Legislative Research Commission shall be given access to and use
5 of the loading dock and the receiving areas adjacent to the loading
6 dock; and

7 h. Office and studio space on the first floor currently occupied and
8 used for broadcasting purposes by Kentucky Educational
9 Television.

10 All space assigned to the legislative branch and plans, uses, furnishings, and
11 equipment therefor are subject to the specific approval of the Legislative
12 Research Commission;

13 (b) All additional space in the New State Capitol Annex, not specifically
14 allocated for use by the General Assembly and the Legislative Research
15 Commission in paragraph (a) of this subsection, shall be allocated for the use
16 of the legislative branch, with occupancy by the legislative branch to be
17 determined by the Legislative Research Commission, upon a vote of a
18 majority of the entire membership of the Legislative Research Commission;

19 (c) In order for the General Assembly and the Legislative Research Commission
20 to efficiently utilize the space provided by paragraphs (a) and (b) of this
21 subsection, the cabinet shall enter into a memorandum of understanding with
22 the Legislative Research Commission on or about February 1, 2024, and as
23 often as every two (2) years thereafter at the request of the Legislative
24 Research Commission, to establish tenancy terms, including but not limited to
25 building maintenance, repairs, renovations, and upgrades; facility security;
26 janitorial services; and applicable rental and utilities rates. The Legislative
27 Research Commission shall at any time, and upon at least sixty (60) days'

1 notice, be authorized to discontinue the cabinet's provision of janitorial
2 services for the New State Capitol Annex and to enter into a separate contract
3 for the provision of those services, with the applicable rental and utilities rates
4 to be proportionately reduced to reflect that separate contract, provided that
5 the Legislative Research Commission may also at any time, and upon at least
6 sixty (60) days' notice, elect to have the cabinet continue or reinstate the
7 provision of those janitorial services at the cabinet's expense;

8 (d) For the purposes of this subsection, real property shall include the parking
9 areas adjacent to the New State Capitol and the New State Capitol Annex, and
10 the cabinet shall allocate to the General Assembly and the Legislative
11 Research Commission all parking spaces within the Capitol campus parking
12 garage, all parking spaces in the east, south, and west parking lots of the New
13 State Capitol Annex, and all parking spaces in the west parking lot of the New
14 State Capitol, except for those spaces in the west parking lot of the New State
15 Capitol allocated, as of January 1, 2023, to the Supreme Court of Kentucky,
16 the Lieutenant Governor, the Attorney General, and the Secretary of State.
17 Any further allocation of any parking spaces allocated pursuant to this
18 paragraph shall be within the sole discretion of the Legislative Research
19 Commission or its designee; and

20 (e) To determine the housing and furnishings needs of the various state agencies
21 located in Frankfort and to establish and put into effect a permanent program
22 for housing them. Subject to paragraphs (a) and (b) of this subsection, the
23 cabinet is also authorized and directed to allocate office space and furnishings
24 in existing public buildings located in Frankfort, exclusive of the third and
25 fourth floors of the New State Capitol and the space in the New State Capitol
26 Annex allocated to the legislative branch, according to the needs of the
27 various agencies. When necessary, the cabinet is authorized to provide

1 additional office space and furnishings in Frankfort under any building
2 program the cabinet deems most advisable and economical for the state. The
3 permanent housing program shall include provisions for housing the General
4 Assembly and its related agencies, including the Legislative Research
5 Commission, and its subcommittees, the executive offices, the Supreme Court
6 and the clerk of the Supreme Court, the Department of Law and the law
7 library, in the New State Capitol, provided the General Assembly and the
8 Legislative Research Commission shall have complete control and exclusive
9 use of the third and fourth floors of the New State Capitol and shall have
10 exclusive use of the space in the New State Capitol Annex allocated to them
11 under paragraphs (a) and (b) of this subsection. If there be any additional
12 space in the Capitol, it shall be assigned to agencies whose activities are most
13 closely related to the agencies directed to be located permanently in the
14 Capitol;

15 (5) To acquire, by condemnation in the manner provided in the Eminent Domain Act of
16 Kentucky, any real estate necessary for use by the state or by any state agency,
17 when the cabinet is unable to agree with the owner thereof on a price for such real
18 estate;

19 (6) To lease any real property, or any interest in such real property, owned by the state
20 or any agency thereof, in accordance with KRS 45A.045;

21 (7) To provide for and adopt plans and specifications as may be necessary, to provide
22 adequate public notice for and receive bids for any expenditures proposed to be
23 made, to award contracts for the purpose authorized, to supervise construction and
24 make changes and revisions in plans and specifications or in construction as may
25 become necessary, and generally to do any and all other things as may become
26 necessary or expedient in order to effectively fulfill and carry out the purposes of
27 this chapter, including the right to employ clerks, engineers, statisticians, architects,

1 or other persons required to be employed in order to fulfill the functions of the
2 Commonwealth relating to state property and buildings provided in KRS 56.450 to
3 56.550; and

4 (8) To adopt rules and promulgate administrative regulations as may be necessary to
5 govern the acquisition, control, and disposition of the real property to which this
6 section is applicable.

7 ➔Section 7. KRS 27A.210 is amended to read as follows:

- 8 (1) The following books and records shall be maintained by the State Law Library:
- 9 (a) All copies of Volumes 1 to 77 of the Kentucky Reports;
- 10 (b) Twenty-five (25) copies each of Volumes 78 to 314 of the Kentucky Reports;
- 11 (c) Two (2) sets of all future publications of the journals and nine (9) sets of the
12 Acts of the General Assembly; and
- 13 (d) Two (2) sets of the official Kentucky statute publications.
- 14 (2) The state law librarian shall arrange with the proper official of each state of the
15 United States and of the United States and its territories for the exchanges of the
16 statutes and the acts of the legislatures of each state and of Congress. When an
17 exchange is agreed upon, the state law librarian shall send to the officer one (1)
18 copy of the Acts of the General Assembly and one (1) set of statutes as soon as they
19 are ready for distribution.
- 20 (3) Copies of acts, statutes, and other materials required to be kept by the state law
21 librarian and to be made available for exchange shall be furnished to the state law
22 librarian, without charge, by the agency or official responsible for the distribution
23 of same.
- 24 (4) The state law librarian may arrange for the distribution or disposal of materials held
25 by the State Law Library upon concurrence of the administrative assistant to the
26 Chief Justice responsible for law library operations.
- 27 (5) The state law librarian may acquire, by purchase, exchange, donation, or otherwise,

1 books and other materials the librarian deems suitable for the holdings of the State
2 Law Library.

3 (6) The state law librarian may, with the concurrence of the administrative assistant to
4 the Chief Justice responsible for law library operations, sell any surplus books in
5 the State Law Library that have a market value, collect the funds received therefor,
6 and deposit them in the ~~the~~state law library surplus books fund,~~the~~ which is hereby
7 created in the State Treasury. The ~~the~~state law library surplus books fund~~the~~ shall
8 not lapse. The state law librarian may reinvest the funds in other books and
9 materials that the librarian deems suitable for the holdings of the State Law Library.
10 The provisions of KRS 45A.045~~(5)~~(6) concerning the powers and duties of the
11 Finance and Administration Cabinet shall not apply to sales made by the state law
12 librarian under this section.

13 (7) The state law librarian may, with the concurrence of the administrative assistant to
14 the Chief Justice responsible for law library operations, offer and provide technical
15 and other assistance to county law libraries and to other publicly funded law
16 libraries.

17 (8) The state law librarian may, upon the request of a county law library or other
18 publicly funded law library and with the concurrence of the administrative assistant
19 to the Chief Justice responsible for law library operations, purchase books, supplies,
20 or other materials for the library. The funds used for these purposes shall be those
21 of the county law library or other publicly funded law library.

22 (9) The state law librarian shall issue, with the concurrence of the administrative
23 assistant to the Chief Justice responsible for law library operations, regulations for
24 the operation, management, and lending policy of the State Law Library.

25 ➔Section 8. KRS 45A.050 is amended to read as follows:

26 (1) Except as provided in KRS 45A.800 to 45A.835 and KRS Chapters 175, 176, 177,
27 and 180, all rights, powers, duties, and authority relating to the procurement of

1 supplies, services, and construction, and the management, control, warehousing,
2 sale, and disposal of supplies, services, and construction now vested in or exercised
3 by any state agency under the several statutes relating thereto, are hereby
4 transferred to the secretary of the Finance and Administration Cabinet as provided
5 in this code, subject to the provisions of subsection (2) of this section.

6 (2) Unless otherwise ordered by the secretary of the Finance and Administration
7 Cabinet, the acquisition of the following shall not be required through the Finance
8 and Administration Cabinet:

9 (a) Works of art for museum and public display;

10 (b) Published books, maps, periodicals, and technical pamphlets; and

11 (c) Services of visiting speakers, professors, and performing artists.

12 (3) The Finance and Administration Cabinet shall include in all state agency price
13 contracts for the purchase of materials or supplies a provision that, as approved by
14 the secretary of the Finance and Administration Cabinet, any political subdivision,
15 including cities of all classes, counties, school districts, or special districts, may
16 participate in these contracts to the same extent as the Commonwealth. Any
17 political subdivision may purchase materials and supplies in accordance with a
18 contract for supplies and materials entered into by the Finance and Administration
19 Cabinet for the Commonwealth, including those contracts negotiated by the cabinet
20 with vendors who maintain a General Services Administration price agreement as
21 provided in KRS 45A.045~~(9)~~~~(8)~~. Political subdivisions of the Commonwealth
22 must comply with other provisions of the Kentucky Revised Statutes which require
23 purchase by competitive bidding, before participating in the contract, unless the
24 state contract has been let by competitive bidding, or the contract was negotiated as
25 provided in KRS 45A.045~~(9)~~~~(8)~~.

26 (4) The Finance and Administration Cabinet shall inform the Department for Local
27 Government, which shall then inform the appropriate purchasing agent of each

1 political subdivision interested in participating under this section, of all state agency
2 contracts in effect between the Commonwealth and vendors.

3 (5) The secretary of the Finance and Administration Cabinet shall promulgate
4 administrative regulations necessary for the implementation of this section and
5 necessary to provide that the Commonwealth be reimbursed for any additional
6 expenses incurred by the Commonwealth in allowing political subdivisions to
7 participate in contracts with vendors.

8 (6) The Finance and Administration Cabinet shall comply with all provisions relating
9 to the methods of purchasing in the Kentucky Revised Statutes. This section is not
10 intended to repeal or otherwise affect any provision of the Kentucky Revised
11 Statutes regarding purchasing methods of the Finance and Administration Cabinet.

12 (7) Notwithstanding any other statute to the contrary, all public agencies as defined in
13 KRS 45A.490 shall comply with the provisions for reciprocal preference for
14 resident bidders in KRS 45A.490 to 45A.494.

15 ➔Section 9. KRS 45A.300 is amended to read as follows:

16 (1) Any public purchasing unit may either participate in, sponsor, conduct, or
17 administer a cooperative purchasing agreement for the acquisition of any supplies,
18 services, or construction with any other public purchasing unit or foreign
19 purchasing activity, in accordance with an agreement entered into between the
20 participants. This cooperative purchasing may include~~[]~~ but is not limited to~~[]~~ joint
21 contracts between public purchasing units and access by local public purchasing
22 units to open-ended state public purchasing unit contracts.

23 (2) Nothing in this code shall limit any public purchasing unit from selling to, acquiring
24 from, or using any property belonging to another public purchasing unit or foreign
25 purchasing activity independent of the requirements of KRS 45A.070 to 45A.180.

26 (3) Nothing in this code shall limit or restrict any public purchasing unit from entering
27 into an agreement, independent of the requirements of KRS 45A.045~~(6)~~~~(5)~~ and

1 KRS 45A.070 to 45A.165, with any other public purchasing unit or foreign
2 purchasing activity for the cooperative use of supplies or services.

3 (4) Any public purchasing unit may enter into an agreement for the joint or common
4 use of warehousing facilities or the lease or common use of capital equipment or
5 facilities with any other public purchasing unit or a foreign purchasing activity
6 subject to the terms as may be agreed upon between the parties.

7 (5) Nothing in this code shall limit or restrict the ability of local school districts to
8 acquire supplies outside of the public purchasing agreements when the supplies and
9 equipment meeting the same specifications as the contract items are available at a
10 lower price elsewhere and the purchase does not exceed two thousand five hundred
11 dollars (\$2,500).

12 (6) Nothing in this code shall limit any public purchasing unit from receiving notice of
13 or accepting a price reduction on supplies or equipment when the supplies or
14 equipment are being offered by the vendor with whom a price agreement has been
15 made; the supplies or equipment are being offered in accordance with all terms and
16 conditions that are specified in the price agreement, except those relating to price;
17 and the price reduction is offered to all of the participants in the price agreement.
18 Public purchasing units may accept special price reductions under this subsection
19 even if the reduced price requires the purchase of a specified quantity of units
20 different from the quantity stated in the original price agreement. Price reductions
21 under this subsection shall not be considered to permanently alter the price of the
22 supplies or equipment under the price agreement with the Commonwealth, except
23 where the price reductions are to be made permanent under the express terms of the
24 price agreement and where the purchasing agency which solicited the price
25 agreement determines that the enforcement of those terms serves the best interest of
26 the Commonwealth.

27 (7) The Finance and Administration Cabinet shall not exclude the Department of Fish

1 and Wildlife Resources from, or interfere with the department's participation in, any
2 contracts available to multiple state agencies for the procurement of goods or
3 services, including but not limited to interfering with the department's electronic
4 access to the statewide accounting system in any way.

5 ➔Section 10. KRS 45A.810 is amended to read as follows:

6 (1) (a) One (1) or more architectural services selection committees and one (1) or
7 more engineering or engineering-related services selection committees shall
8 be created in the Finance and Administration Cabinet.

9 (b) One (1) or more engineering and engineering-related services selection
10 committees shall be created in the Transportation Cabinet.

11 (c) One (1) or more engineering and engineering-related services selection
12 committees shall be created in the Department of Fish and Wildlife
13 Resources.

14 (2) Except when an emergency condition exists as defined by KRS 45A.095(1)(a),
15 when architectural, engineering, or engineering-related services are procured under
16 KRS 45A.837 and 45A.838, or when the project is constructed under KRS
17 45A.045(~~(11)~~)(a) or (b):

18 (a) An architectural services selection committee created in the Finance and
19 Administration Cabinet shall participate in every instance of that cabinet's
20 procuring architectural services for its own needs and the needs of other
21 agencies, and upon request from the commissioner of the Department of Fish
22 and Wildlife Resources, shall assist and participate in that department's
23 procuring of architectural services;

24 (b) An engineering and engineering-related services selection committee created
25 in the Finance and Administration Cabinet shall participate in every instance
26 of that cabinet's procuring engineering or engineering-related services;

27 (c) An engineering and engineering-related services selection committee created

1 in the Transportation Cabinet shall participate in every instance of that
2 cabinet's procuring engineering or engineering-related services; and

3 (d) An engineering and engineering-related services selection committee created
4 in the Department of Fish and Wildlife Resources shall participate in every
5 instance of that department's procuring of engineering or engineering-related
6 services.

7 (3) An architectural services selection committee created in the Finance and
8 Administration Cabinet to perform its own procurement and assist other state
9 agencies with procuring architectural services shall consist of six (6) or more
10 members selected in the manner specified within each paragraph:

11 (a) Two (2) architects. The secretary of the Finance and Administration Cabinet
12 shall appoint a pool of at least six (6) architects who are employees of the
13 cabinet. At least three (3) of the architects shall be merit employees of the
14 cabinet. The secretary, or designee, under the supervision of the Auditor of
15 Public Accounts, or designee, shall randomly select architects from the pool.
16 The first employee selected shall be placed on the selection committee. If the
17 first employee selected is a merit employee, the second employee selected
18 shall be placed on the selection committee. If the first employee selected is a
19 nonmerit employee, the selection process shall continue until a merit
20 employee is selected. That merit employee shall be placed on the selection
21 committee;

22 (b) One (1) or more additional employees of the Department for Facilities
23 Management, appointed by the commissioner of the Department for Facilities
24 Management, to serve as a nonvoting technical adviser for a given project
25 selection. Advisory members shall serve on a project-by-project basis and
26 shall have the requisite knowledge, training, or experience pertaining to the
27 professional requirements of the project;

- 1 (c) Two (2) merit employees of the user agency appointed by the head of that
2 agency to serve for the duration of the selection committee's participation in
3 the project for which they were appointed by the user agency;
- 4 (d) An individual. The Kentucky Society of Architects shall nominate nine (9)
5 individuals, and the Governor shall appoint three (3) of these individuals to
6 serve in the pool from which the secretary of the Finance and Administration
7 Cabinet, or designee, under the supervision of the Auditor of Public Accounts,
8 or designee, shall randomly select one (1) individual to serve on the
9 committee;
- 10 (e) One (1) or more merit employees of the Auditor of Public Accounts,
11 appointed by the Auditor, who may, at the discretion of the Auditor, serve as
12 nonvoting members of the committee. If one (1) employee is appointed, then
13 that employee may attend any committee proceedings. If more than one (1)
14 employee is appointed, then either of the employees may attend any
15 committee proceeding; and
- 16 (f) Upon completion of the selection process set forth in this subsection, the
17 commissioner of the Department of Facilities Management shall submit a
18 statement to the Auditor of Public Accounts attesting to full compliance with
19 the selection process for each architectural firm appointed to provide
20 architectural services. In addition, a complete record of the selection process
21 for each project shall be maintained by the department and shall be subject to
22 audit by the Auditor of Public Accounts.
- 23 (4) The engineering and engineering-related services selection committee created in the
24 Finance and Administration Cabinet shall consist of six (6) or more members
25 selected in the manner specified in each paragraph:
- 26 (a) Two (2) engineers. The secretary of the Finance and Administration Cabinet
27 shall appoint a pool of at least six (6) engineers who are employees of the

- 1 cabinet. At least three (3) of the engineers shall be merit employees of the
2 cabinet. The secretary, or designee, under the supervision of the Auditor of
3 Public Accounts, or designee, shall randomly select engineers from the pool.
4 The first employee selected shall be placed on the selection committee. If the
5 first employee selected is a merit employee, the second employee selected
6 shall be placed on the selection committee. If the first employee selected is a
7 nonmerit employee, the selection process shall continue until a merit
8 employee is selected. That merit employee shall be placed on the selection
9 committee;
- 10 (b) Two (2) merit employees of the user agency appointed by the head of that
11 agency to serve for the duration of the selection committee's participation in
12 the project for which they were appointed by the user agency;
- 13 (c) An individual. The Kentucky Society of Professional Engineers and the
14 Kentucky Consulting Engineers Council shall together nominate nine (9)
15 individuals, and the Governor shall appoint three (3) of these individuals to
16 serve in the pool from which the secretary of the Finance and Administration
17 Cabinet, or designee, under the supervision of the Auditor of Public Accounts,
18 or designee, shall randomly select one (1) individual to serve on the
19 committee;
- 20 (d) One (1) or more merit employees of the Auditor of Public Accounts,
21 appointed by the Auditor, who may, at the discretion of the Auditor, serve as
22 nonvoting members of the committee. If one (1) employee is appointed, then
23 that employee may attend any committee proceedings. If more than one (1)
24 employee is appointed, then either of the employees may attend any
25 committee proceeding;
- 26 (e) One (1) or more additional employees of the Department for Facilities
27 Management to serve as nonvoting technical adviser for a specific project

1 selection. Advisory members shall serve on a project-by-project basis and
2 shall have the requisite knowledge, training, or experience pertaining to the
3 professional requirements of the project; and

4 (f) Upon completion of the selection process set forth in this subsection, the
5 commissioner of the Department of Facilities Management shall submit a
6 statement to the Auditor of Public Accounts attesting to full compliance with
7 the selection process for each firm appointed to provide engineering or
8 engineering-related services. In addition, a complete record of the selection
9 process for each project shall be maintained by the department and shall be
10 subject to audit by the Auditor of Public Accounts.

11 (5) The engineering and engineering-related services selection committee created in the
12 Transportation Cabinet shall consist of six (6) or more members selected in the
13 manner specified in each paragraph:

14 (a) Two (2) engineers. The secretary of the Transportation Cabinet shall appoint a
15 pool of six (6) engineers who are employees of the cabinet. At least three (3)
16 of the engineers shall be merit employees of the cabinet. The secretary, or
17 designee, under the supervision of the Auditor of Public Accounts, or
18 designee, shall randomly select engineers from the pool. The first employee
19 selected shall be placed on the selection committee. If the first employee
20 selected is a merit employee, the second employee selected shall be placed on
21 the selection committee. If the first employee selected is a nonmerit
22 employee, the selection process shall continue until a merit employee is
23 selected. That merit employee shall be placed on the selection committee;

24 (b) Two (2) engineers who are merit employees of the user division appointed by
25 the head of that division to serve for the duration of the selection committee's
26 participation in the project for which they were appointed by the user agency.
27 However, if two (2) user divisions have approximately equal responsibilities

1 or separate responsibilities for the project, each user division head shall
2 appoint one (1) member to the selection committee;

3 (c) An individual. The Kentucky Society of Professional Engineers and the
4 Kentucky Consulting Engineers Council shall together nominate nine (9)
5 individuals, and the Governor shall appoint three (3) of these individuals to
6 serve in the pool from which the secretary of the Transportation Cabinet, or
7 designee, under the supervision of the Auditor of Public Accounts, or
8 designee, shall randomly select one (1) individual to serve on the committee;

9 (d) One (1) or more merit employees of the Auditor of Public Accounts,
10 appointed by the Auditor, who may, at the discretion of the Auditor, serve as
11 nonvoting members of the committee. If one (1) employee is appointed, then
12 that employee may attend any committee proceedings. If more than one (1)
13 employee is appointed, then either of the employees may attend any
14 committee proceeding; and

15 (e) Upon completion of the selection process set forth in this subsection, the
16 commissioner of the Department of Highways shall submit a statement to the
17 Auditor of Public Accounts attesting to full compliance with the selection
18 process for each firm appointed to provide engineering or engineering-related
19 services. In addition, a complete record of the selection process for each
20 project shall be maintained by the department and shall be subject to audit by
21 the Auditor of Public Accounts.

22 (6) The engineering and engineering-related services selection committee created
23 within the Department of Fish and Wildlife Resources shall consist of six (6) or
24 more members selected as follows:

25 (a) The commissioner of the Department of Fish and Wildlife Resources shall
26 appoint five (5) members:

27 1. One (1) department employee in or designated to the job classification

- 1 of Department of Fish and Wildlife Resources Project Manager;
- 2 2. Two (2) Department of Fish and Wildlife Resources employees in the
- 3 Engineering and Geological series, at least one (1) of whom shall be a
- 4 merit employee;
- 5 3. One (1) merit employee of the Department of Fish and Wildlife
- 6 Resources designated by the division head for the project or by the
- 7 commissioner; and
- 8 4. One (1) employee of the Department of Fish and Wildlife Resources
- 9 who is an attorney;
- 10 (b) The Kentucky Society of Professional Engineers and the Kentucky Consulting
- 11 Engineers Council shall together nominate nine (9) individuals, and the
- 12 Governor shall select three (3) of these individuals to serve in a pool from
- 13 which the commissioner of the Department of Fish and Wildlife Resources, or
- 14 designee, under the supervision of the Auditor of Public Accounts, or
- 15 designee, shall randomly select one (1) individual to serve on the committee;
- 16 (c) One (1) or more merit employees of the Auditor of Public Accounts,
- 17 appointed by the Auditor, who may, at the discretion of the Auditor, serve as
- 18 nonvoting members of the committee. If one (1) employee is appointed, then
- 19 that employee may attend any committee proceedings. If more than one (1)
- 20 employee is appointed, then either of the employees may attend any
- 21 committee proceeding; and
- 22 (d) Upon completion of the selection process set forth in this subsection, the
- 23 commissioner of the Department of Fish and Wildlife Resources shall submit
- 24 a statement to the Auditor of Public Accounts attesting to full compliance
- 25 with the selection process for each firm appointed to provide engineering or
- 26 engineering-related services. A complete record of the selection process for
- 27 each project shall be maintained by the Department of Fish and Wildlife

1 Resources and shall be subject to audit by the Auditor of Public Accounts.

2 (7) (a) All selection committee members shall have experience which qualifies them
3 to serve on the committee.

4 (b) The same appointment procedures set out in this section apply to any user
5 agency or user division listed in subsection (3), (4), (5), or (6) of this section
6 that does not operate under a merit system.

7 (c) Any individual appointed to serve in a pool from which selection committee
8 members are drawn shall serve in the pool for an initial one (1) year term and
9 may be reappointed. He or she shall serve until his or her successor is
10 appointed and qualified. A successor or a replacement, in the case of a
11 vacancy in the pool, shall be appointed in the same manner as the initial
12 appointee. If a selection committee member, drawn from a pool, leaves a
13 selection committee, his or her replacement shall be drawn from the pool in
14 the same manner as he or she. The replacement shall have the merit or
15 nonmerit status of his or her predecessor.

16 (d) Any individual appointed by the Auditor of Public Accounts to serve on
17 selection committees shall serve an initial one (1) year term and may be
18 reappointed to succeed himself or herself. He or she shall serve until his or her
19 successor is appointed and qualified. A successor or a replacement, in the case
20 of a vacancy, shall be appointed in the same manner as the initial appointee.

21 (e) The selection committee members appointed by the head of a user agency or
22 user division shall serve on a project-by-project basis. These members shall
23 participate only in committee action related to the project for which they were
24 appointed. A replacement, in the case of a vacancy, shall be appointed in the
25 same manner as the initial appointee.

26 ➔Section 11. KRS 56.774 is amended to read as follows:

27 (1) The Energy Efficiency Program for State Government Buildings shall provide for

1 implementation of low cost/no cost energy conservation measures, engineering
2 analyses, energy efficiency measures, building improvements, and monitoring of
3 results for state-owned or state-leased buildings.

4 (2) Any engineering analysis conducted on a state-owned building shall assess the
5 energy efficiency of the building and make recommendations for improving the
6 efficient use of energy within the building. The analyses shall be performed by
7 qualified engineers, architects, or other persons trained in energy efficiency who
8 may be employees of the cabinet or employed pursuant to KRS Chapter 45A,
9 except that any engineers, architects or other persons trained in energy efficiency
10 and retained under a guaranteed energy savings performance contract, shall not be
11 subject to the provisions of KRS 45A.800 to 45A.835.

12 (3) Except as provided in subsection (5) of this section, measures to improve the energy
13 efficiency of a state-owned building, which have an aggregate simple payback
14 period of five (5) years or less, shall be implemented as general fund appropriations
15 become available. No more than five percent (5%) of the cost of energy
16 conservation measures for a building may be utilized for monitoring the results.

17 (4) If general fund appropriations are available for energy conservation improvements,
18 the cabinet shall prioritize projects among the various state-owned buildings to
19 determine which projects shall be implemented to best utilize the available funding.

20 (5) If general fund appropriations are unavailable, energy conservation measures for a
21 state-owned building may be financed by other means. These other means include
22 but are not limited to guaranteed energy savings performance contracts as defined
23 under KRS 56.770 entered into pursuant to KRS 45A.085 and KRS
24 45A.045~~(11)~~~~(10)~~. Guaranteed energy savings performance contracts shall not be
25 subject to the provisions of KRS 45A.800 to 45A.835. These energy conservation
26 measures shall not be limited to those that have an aggregate simple payback period
27 of five (5) years or less, but shall result in reasonable economic benefit to the

1 Commonwealth. Ownership of the energy conservation measures shall be
2 transferred to the Commonwealth upon completion of the guaranteed energy
3 savings performance contract or as otherwise agreed upon in the contract. Savings
4 from the implementation of the energy conservation measures under the guaranteed
5 energy savings performance contract shall be used to satisfy the obligations under
6 the guaranteed energy savings performance contract and to repay the cost of the
7 other means used to finance the energy conservation measures, and may be used to
8 repay expenses incurred by the cabinet to reimburse the cabinet for expenses related
9 to the guaranteed energy savings performance contract, including but not limited to
10 staff time for monitoring, overseeing, and managing the project. Notwithstanding
11 KRS 45.229, remaining savings shall remain in the state agency account and shall
12 not lapse. All savings projected under a guaranteed energy savings performance
13 contract shall be guaranteed to the Commonwealth.

14 (6) The savings in reduced expenditures that are specified as payment sources shall be
15 documented in the guaranteed energy savings performance contract. Savings shall
16 be determined by using one (1) of the measurement and verification methodologies
17 listed in the United States Department of Energy's "International Performance
18 Measurement and Verification Protocol." If specific data limitations or documented
19 unique characteristics of the project prevent use of the "International Performance
20 Measurement and Verification Protocol," an alternative method that is compatible
21 shall be adopted upon documentation and approval of the secretary of the cabinet.

22 ➔Section 12. KRS 56.782 is amended to read as follows:

23 The cabinet shall report on or before October 15, 2008, and on or before every October
24 15 thereafter to the Legislative Research Commission on progress made to maximize the
25 use of energy-efficiency measures in state government. The Legislative Research
26 Commission shall transmit the report to the appropriate interim joint committees and to
27 the General Assembly when it convenes. The report shall include but not be limited to:

- 1 (1) A summary of initiatives undertaken by the cabinet during the reporting period to
2 promote adoption of low cost/no cost energy-efficiency measures, including
3 employee training efforts;
 - 4 (2) A summary of energy-efficiency measures installed and energy improvements
5 made during the reporting period;
 - 6 (3) Energy consumption and expenditure data for facilities owned or leased by state
7 government and any documented savings made as a result of energy-efficiency
8 measures and improvements;
 - 9 (4) Status report on the number of buildings newly constructed, renovated, or leased in
10 accordance with the high-performance building standards required under KRS
11 56.777 and the amount of savings realized based upon a life-cycle cost analysis;
 - 12 (5) Any efforts made during the reporting period to promote acquisition of energy-
13 efficient products pursuant to KRS 45A.045(13)[~~(12)~~] and the amount of savings
14 expected to be realized in the first year of operation from the purchase of ENERGY
15 STAR-qualified products pursuant to KRS 56.775;
 - 16 (6) Any recommendations for future funding of energy improvements or other
17 measures needed to assure energy efficiency in state government; and
 - 18 (7) Any improvements in energy efficiency planned or realized through the use of the
19 LEED rating system, the Green Globes rating system, ENERGY STAR-qualified
20 products, and guaranteed energy savings performance contracts.
- 21 ➔Section 13. Sections 1 to 4 of this Act takes effect January 1, 2027.