

Session of 2018

SENATE BILL No. 328

By Senators Hensley and Denning

1-24

job classifications and
duties associated with
a security operation

(1)

security

(2) For the purposes of this section, "security operations" shall include the supervision of inmates in a correctional institution or juvenile correctional facility by a corrections officer or warden as those terms are defined in K.S.A. 75-5202, and amendments thereto, or any other position that is part of security operations as identified in rules and regulations adopted by the secretary.

(3) The secretary of corrections may adopt rules and regulations to identify job classifications and duties that are part of the security operations of a correctional institution or juvenile correctional facility.

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.
4

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 (c) 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.

