GENERAL ASSEMBLY
COMMONWEALTH OF KENTUCKY

2015 REGULAR SESSION

HOUSE CONCURRENT RESOLUTION NO. 89

THURSDAY, FEBRUARY 26, 2015

The following concurrent resolution was reported to the Senate from the House and ordered to be printed.

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ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY K. Adler

1 A CONCURRENT RESOLUTION establishing the Government Nonprofit
2 Contracting Task Force to increase accountability and efficiency in the government
3 contracting process.
4 WHEREAS, both the Commonwealth and nonprofit sector exist to meet community
5 needs and improve the quality of life for all citizens; and
6 WHEREAS, often sharing similar goals and objectives, a significant number of
7 nonprofit organizations accomplish their missions through contractual or grant
8 agreements with the Commonwealth, and the Commonwealth regularly contracts with
9 nonprofit organizations. In 2012 alone, the Commonwealth contracted with over 550
10 nonprofits, totaling over $1.3 billion in contracts and grants; and
11 WHEREAS, a partnership between the Commonwealth and nonprofits is often
12 beneficial to the public. Nonprofits can fill gaps in services that the Commonwealth
13 cannot provide on its own, often at lower costs than government and private sectors.
14 Because nonprofits often can provide essential services at lower costs, they often can
15 provide services more efficiently for less money and at lower costs to taxpayers, while
16 increasing services to constituents; and
17 WHEREAS, the mission and objectives of nonprofits have often been frustrated by
18 late payments, duplicative rules and regulations, and delays in the contracting process.
19 Because of financial and procedural hurdles, unnecessary costs increase for governments
20 and nonprofits, decreasing the level and quality of services. In 2012, approximately 30
21 percent of nonprofits reduced their number of employees, 14 percent reduced the number
22 of people served, and 11 percent reduced the number of programs and services; and
23 WHEREAS, to address the obstacles nonprofits encounter when contracting with
24 government agencies, recent national studies have identified ways to streamline
25 government contracting practices, reduce duplicative efforts, save money, and maintain
26 accountability and transparency in government and nonprofit contracting; and
27 WHEREAS, improvements to the contracting and grant process can best be made

1 by government and nonprofits collaborating to find solutions that benefit the citizens of
2 the Commonwealth;
3 NOW, THEREFORE,
4 ***Be it resolved by the House of Representatives of the General Assembly of the***
5 ***Commonwealth of Kentucky, the Senate concurring therein:***
6 ➔Section 1. The Legislative Research Commission is hereby directed to create a
7 Government Nonprofit Contracting Task Force that shall study government contract laws
8 and procedures of the Commonwealth relating to nonprofit entities.
9 ➔Section 2. The Government Nonprofit Contracting Task Force shall study and
10 report on the following issues:
11 (1) The effect of current laws, regulations, and policies on government funding
12 and procurement opportunities for nonprofit entities that contract with the
13 Commonwealth;
14 (2) Any procedures that have been adopted in other states to facilitate a more
15 timely, cost-effective, streamlined, and accountable process for nonprofits that contract
16 with those state governments; and
17 (3) The feasibility of eliminating any redundant, unreasonable, or unnecessary
18 laws, regulations, or policies that negatively affect nonprofit government contracting or
19 funding.
20 ➔Section 3. (1) The Government Nonprofit Contracting Improvement Task Force
21 shall consist of the following members, with final membership of the task force being
22 subject to the consideration and approval of the Legislative Research Commission:
23 (a) A member of the House of Representatives, to be selected by the Speaker of
24 the House;
25 (b) A member of the Senate, to be selected by the President of the Senate;
26 (c) A member of the Government Contract Review Committee, to be selected by
27 the Speaker of the House;

1 (d) A member of the Government Contract Review Committee, to be selected by
2 the President of the Senate;
3 (e) A member of the Program Review and Investigations Committee, to be
4 selected by the Speaker of the House;
5 (f) A member of the Program Review and Investigations Committee, to be
6 selected by the President of the Senate;
7 (g) The Secretary of the Finance and Administration Cabinet, or designee;
8 (h) The Secretary of the Cabinet for Health and Family Services, or designee;
9 (i) The Secretary of the Transportation Cabinet, or designee;
10 (j) The commissioner of the Department of Education, or designee;
11 (k) The executive director of the Kentucky Nonprofit Network, or designee;
12 (l) Two Cabinet secretaries approved by the Legislative Research Commission;
13 and
14 (m) Four representatives of 501(c)(3) human services organizations, to be selected
15 from a list of eight candidates recommended by the Kentucky Nonprofit Network,
16 approved by the Legislative Research Commission.
17 (2) The Speaker of the House of Representatives and the Senate President shall
18 each select a co-chair of the task force from the task force legislative members of their
19 respective chambers.
20 ➔Section 4. The Legislative Research Commission shall staff the task force.
21 ➔Section 5. The task force shall submit a preliminary report to the Legislative
22 Research Commission and the Governor, and a final report, along with recommendations
23 and any proposed legislation, to the Legislative Research Commission and the Governor
24 by October 31, 2016. The task force shall cease to exist upon submission of its final
25 report by October 31, 2016.
26 ➔Section 6. Provisions of this resolution to the contrary notwithstanding, the
27 Legislative Research Commission shall have the authority to alternatively assign the

1 issues identified herein to an interim joint committee or subcommittee thereof, and to
2 designate a study completion date.

Speaker-House of Representatives

President of Senate

Attest: Chief Clerk of House of Representatives

Approved Governor

Date 3/23/15