

1 AMENDMENT TO SENATE BILL 73

2 AMENDMENT NO. _____. Amend Senate Bill 73, AS AMENDED, in
3 Section 10, the sentence beginning "Privatization contract",
4 by replacing ". Any agreement entered into" with the
5 following:

6 "and that result in the reduction in force of at least one
7 permanent, classified employee. This Act shall not apply to
8 contracts if any of the following apply:

9 (1) The services are not available within the
10 agency or are of such a highly specialized or technical
11 nature that the necessary knowledge, skills, or expertise
12 is not available within the agency;

13 (2) The services are incidental to a contract for
14 purchase or lease of real or personal property;

15 (3) There is a demonstrated need for (i) an
16 independent audit, review, or investigation; or (ii)
17 independent management of a facility as a result of, or
18 in response to, an emergency such as licensure loss or
19 criminal activity;

20 (4) The State is not able to provide equipment,
21 materials, facilities, or support services in a
22 cost-effective manner in the location where the services
23 are to be performed;

24 (5) The contract is for professional services, such

1 as legal, engineering, or architectural services, that
2 are typically rendered on a case-by-case or
3 project-by-project basis, and the services are for a
4 period limited to the duration of the project, normally
5 not to exceed 2 years or provided on an intermittent
6 basis for the duration of the contract;

7 (6) The need for services is urgent, temporary, or
8 occasional, such that the time necessary to hire and
9 train employees would render obtaining the services from
10 State employees imprudent. The contract shall be limited
11 to 90 days duration, with any extension subject to review
12 and approval by the Director of Central Management
13 Services;

14 (7) Contracts for the type of services covered by
15 the contract are specifically authorized by law;

16 (8) Efforts to recruit State employees to perform
17 work authorized by law have failed because no applicant
18 meeting the minimum qualifications has applied for the
19 job;

20 (9) The contract is for the services of private
21 counsel;

22 (10) The contract is for services for training
23 courses that cannot be provided by current State
24 employees;

25 (11) There is a conflict of interest; or

26 (12) The contract is for services for witness
27 litigation.

28 Any agreement entered into".