

1 AN ACT relating to the use of state property.

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

3 ➔Section 1. KRS 56.463 is amended to read as follows:

4 The cabinet shall have the power and duty:

- 5 (1) To determine the comparative needs and demands of the various state agencies for
6 acquiring real estate and for building projects;
- 7 (2) To purchase or otherwise acquire all real property determined to be needed for state
8 use and upon the approval of the secretary of the Finance and Administration
9 Cabinet as to the determination of need and as to the action of purchase or other
10 acquisition, except as provided in KRS Chapters 175, 176, 177, and 180. All such
11 acquisitions of real property or interests therein shall be made in accordance with
12 KRS 45A.045;
- 13 (3) To sell or otherwise dispose of all property, including any interest in real property,
14 of the state that is not needed or has become unsuitable for public use or would be
15 more suitable consistent with the public interest for some other use as determined
16 by the secretary of the Finance and Administration Cabinet. All such sales or other
17 disposition shall be made in accordance with KRS 45A.045;
- 18 (4) (a) To control the use of any real property owned or otherwise held by the
19 Commonwealth, or any state agency, and to determine for what periods of
20 time and for what purposes any state agency may use the same, including the
21 agency for whose use it was initially acquired or improved, and to determine
22 what appropriate uses shall be made of such real property during periods that
23 the cabinet finds the same is not required for the purposes of any particular
24 state agency. The cabinet shall allocate to the General Assembly and the
25 Legislative Research Commission the amount of space within the New State
26 Capitol Annex, currently assigned to the legislative branch in the basement
27 and on the first floor totaling forty-nine thousand six hundred thirty-eight

1 (49,638) square feet; approximately twenty-four thousand four hundred fifty-
2 two (24,452) square feet on the second floor from an imaginary line running
3 north and south down the center of the center wing hallway of the building
4 and all space to the east of this line, excluding mechanical areas, public
5 entrances, and restrooms; approximately twenty-three thousand nine hundred
6 forty (23,940) square feet on the third floor from an imaginary line running
7 north and south down the center of the center wing hallway of the building
8 and all space to the east of this line, excluding mechanical areas, public
9 entrances, and restrooms; approximately twenty-two thousand fifty-six
10 (22,056) square feet on the fourth floor from an imaginary line running north
11 and south down the center of the center wing hallway of the building and all
12 space to the east of this line, excluding mechanical areas, public entrances,
13 and restrooms. All space assigned to the legislative branch and plans, uses,
14 furnishings, and equipment therefor are subject to the specific approval of the
15 Legislative Research Commission;

16 (b) All additional space in the New State Capitol Annex, not specifically allocated
17 for use by the General Assembly and the Legislative Research Commission in
18 paragraph (a) of this subsection, shall be allocated for the use of the legislative
19 branch, with occupancy by the legislative branch to be determined by the
20 Legislative Research Commission. Until the Legislative Research
21 Commission, by vote of a majority of its entire membership, determines that
22 the legislative branch shall occupy all or part of such additional space in the
23 Capitol Annex, the cabinet shall continue to determine the occupancy of such
24 additional space;

25 (c) Forty percent (40%) of the floor space provided by paragraph (a) of this
26 subsection for use by the legislative branch shall be assigned for the use of the
27 Senate. Sixty percent (60%) of the floor space provided by paragraph (a) of

1 this subsection for use by the legislative branch shall be assigned for the use
2 of the House of Representatives; and

3 (d) To determine the housing and furnishings needs of the various state agencies
4 located in Frankfort and to establish and put into effect a permanent program
5 for housing them. Subject to paragraphs (a) and (b) of this subsection, the
6 cabinet is also authorized and directed to allocate office space and furnishings
7 in existing public buildings located in Frankfort, exclusive of the third and
8 fourth floors of the New State Capitol and the space in the New State Capitol
9 Annex allocated to the legislative branch, according to the needs of the
10 various agencies. When necessary, the cabinet is authorized to provide
11 additional office space and furnishings in Frankfort under any building
12 program the cabinet deems most advisable and economical for the state. The
13 permanent housing program shall include provisions for housing the General
14 Assembly and its related agencies, including the Legislative Research
15 Commission, and its subcommittees, the executive offices, the Supreme Court
16 and the clerk of the Supreme Court, the Department of Law and the law
17 library, in the New State Capitol, provided the General Assembly and the
18 Legislative Research Commission shall have complete control and exclusive
19 use of the third and fourth floors of the New State Capitol and shall have
20 exclusive use of the space in the New State Capitol Annex allocated to them
21 under paragraphs (a) and (b) of this subsection. If there be any additional
22 space in the Capitol, it shall be assigned to agencies whose activities are most
23 closely related to the agencies directed to be located permanently in the
24 Capitol;

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

- 1 (6) To lease any real property, or any interest in such real property, owned by the state
2 or any agency thereof, in accordance with KRS 45A.045;
- 3 (7) To provide for and adopt plans and specifications as may be necessary, to provide
4 adequate public notice for and receive bids for any expenditures proposed to be
5 made, to award contracts for the purpose authorized, to supervise construction and
6 make changes and revisions in plans and specifications or in construction as may
7 become necessary, and generally to do any and all other things as may become
8 necessary or expedient in order to effectively fulfill and carry out the purposes of
9 this chapter, including the right to employ clerks, engineers, statisticians, architects,
10 or other persons required to be employed in order to fulfill the functions of the
11 Commonwealth relating to state property and buildings provided in KRS 56.450 to
12 56.550; ~~and~~
- 13 (8) **To prohibit any person, while visiting or using state buildings owned or managed**
14 **by the Finance and Administration Cabinet, from concealing his or her identity**
15 **by wearing a mask, a hood, or any other item that hides, conceals, or covers any**
16 **portion of his or her face while the person possesses or carries any firearm,**
17 **deadly weapon, or other dangerous instrument, unless the person has obtained**
18 **written permission to do so by the secretary of the Finance and Administration**
19 **Cabinet. The provisions of this subsection shall not apply to any state building**
20 **located on real property designated by the Department of Fish and Wildlife**
21 **Resources for hunting or any other activities related to the use of firearms, deadly**
22 **weapons, or other dangerous instruments; and**
- 23 **(9)** To adopt rules and promulgate administrative regulations as may be necessary to
24 govern the acquisition, control, and disposition of the real property to which this
25 section is applicable.
- 26 ➔Section 2. All statutes and regulations related to buildings or real property
27 owned, managed, or leased by the Commonwealth of Kentucky that are in effect on the

- 1 effective date of Section 1 of this Act shall remain in effect unless they are in direct
- 2 conflict therewith.