

# P3 Legislative Snapshot

## KENTUCKY

State P3 Legislative Status: Broadly-enabled P3 authority.

### 1. Does this state have broadly-enabling P3 legislation?

Kentucky has authorized P3 procurement for a broad range of asset classes of public infrastructure, including state-level agencies, counties, municipalities and school boards.

### 2. Does this state allow for Unsolicited Proposals?

Yes.

### 3. What is this state's P3 Review Process (i.e., multi-step: RFI, RFQ, RFP – even for unsolicited proposals)?

Competitive, multi-stage review and approval of procurements for eligible projects. Requires requests for competing bids or other process for unsolicited proposals. Local P3 agreements must be executed by a local government's legislative body.

### 4. Does this state have a Centralized Agency dedicated to P3?

Kentucky Department of Finance and Administration, Office of Procurement is a resource, but state departments and local entities have their own processes.

### 5. Is this a Home Rule state, with limitations or opportunities for P3?

Yes.

### 6. What Projects or Asset Classes are eligible for P3 in this state?

Any capital project regardless of size or scope.

### 7. Are there Projects where the P3 procurement method has been applied?

No.

### 8. What is the legislative foundation for P3s in this state?

KRS 45A.077 P3 Capital Construction Projects for state government (non-transportation)  
KRS 65.028 P3 projects for local governmental agencies (non-transportation)  
200 KAR 5:355 Regulations for state and local government agencies (non-transportation)  
KRS 175B.037 Transportation related projects  
202 KAR 10:010 Regulations for transportation related projects  
202 KAR 10:020 Regulations for transportation related projects  
603 KAR 2:020 Regulations for transportation related projects

