

## MINUTES

### UNEMPLOYMENT COMPENSATION MODERNIZATION AND IMPROVEMENT COUNCIL

September 30, 2021  
Room 112-N—Statehouse

#### Members Present

Representative Sean Tarwater, Chairperson  
Senator Robert Olson  
Senator Jeff Pittman  
Senator Caryn Tyson  
Representative Stephanie Clayton  
Representative Susan Estes  
Peter Brady  
Phil Hayes  
Jake Miller  
Jeff Oswald  
Shelbye Smith  
Shawana Woods  
Makala Navarro, appointed substitute member for Katie Givens

#### Members Absent

Katie Givens

#### Staff Present

Edward Penner, Kansas Legislative Research Department (KLRD)  
Dylan Dear, KLRD  
Victoria Potts, KLRD  
Elaina Rudder, KLRD  
Matthew Willis, KLRD  
Jason Long, Office of Revisor of Statutes  
Charles Reimer, Office of Revisor of Statutes  
Sky Westerlund, Committee Assistant

#### Conferees

Richard Beattie, Director of Procurement and Contracts, Department of Administration  
Tom Day, Director, Legislative Administrative Services

#### Others Attending

See [Attached List](#).

## ALL DAY SESSION

### Call to Order and Welcome

The Chairperson opened the Council meeting at 10:03 a.m.

### Kansas Department of Labor (KDOL) Modernization Bidder Product Demonstration

Richard Beattie, Director of Procurement and Contracts, Department of Administration, stated the third audit vendor presentation will be from Fast Enterprises, LLC ([Attachment 1](#)).

The pre-recorded presentation discussed the company's core product and ancillary products and the timeline. Demonstrations included user perspective of the claimant, employer, and staff.

At the conclusion of the recording, Council members discussed initial reactions.

Council members discussed the questions they will submit for responses from all four vendors.

### Break

The Chairperson recessed the meeting at 12:15 p.m. and reconvened the meeting at 12:43 p.m.

### KDOL Modernization Bidder Product Demonstration

Mr. Beattie introduced Tata Consultancy Services as the final vendor. The pre-recorded presentation was shown to the Council ([Attachment 2](#)).

The speakers on the presentation discussed the platform and its capabilities. Demonstrations included user perspective of the claimant, employer, and staff access.

The Council members discussed the presentation and developed more questions for the four vendors.

Mr. Beattie stated the procurement group will submit the questions from the Council, as well as its own questions.

### Break

The Chairperson recessed the meeting at 3:13 p.m. and reconvened the meeting at 3:29 p.m.

## Review and Discussion of Audit Cost Proposals

The Chairperson asked Edward Penner, Kansas Legislative Research Department, to review the rankings and scores the members submitted. Mr. Penner addressed the Council and stated there were 10 responses out of 13 Council members. Each vendor was ranked and then scored. The scores were between 5.4 and 8.0, not including costs ([Attachment 3](#)).

The Chairperson explained the next discussion was on the cost proposals from each of the six vendors for the audit request for proposal (RFP) and would require the Council to go into executive session. The Chairperson stated Tom Day, Legislative Administrative Services, and Jason Long, Office of Revisor of Statutes, would participate in the executive session.

*At 3:35 p.m., Senator Tyson moved, and Phil Hayes seconded, that the open meeting of the Unemployment Compensation Modernization and Improvement Council be recessed for a closed, executive meeting pursuant to KSA 75-4319(a) to discuss information related to the financial affairs and trade secrets of the business entities that submitted responses to the Request for Proposals for Consulting Services to Perform Audit of Kansas Department of Labor and the Unemployment Insurance System for Fraudulent Claims and Improper Payments under the justification listed in KSA 75-4319(b)(4) because discussion of such matters in an open meeting would jeopardize such financial affairs or trade secrets; that the Council resume the open meeting in Room 112-N of the Statehouse at 4:05 p.m.; and that this motion, if adopted, be recorded in the minutes and be maintained as part of the permanent records of the Council. Motion carried.*

The members of the Council and two additional persons exited the room.

## Review and Discussion of Audit Proposals and Possible Action

The Council members returned from executive session, and the open meeting resumed at 4:05 p.m.

Several comments were made by Council members.

Mr. Day reviewed the references provided from the vendors. He stated most of the 18 references (3 for each vendor) were received. Mr. Day provided a brief summary of the references for each of the six vendors.

Discussion continued. With no further comments or discussion, the Chairperson asked for a motion.

*Jeff Oswald moved, and Senator Pittman seconded, to start contract negotiations with the vendor, BKD. Motion carried.*

The Chairperson stated the questions about the KDOL modernization platforms will be submitted; when the responses are received, the Council will meet.

A question was asked about the status of the RFP process for the modernization platforms for KDOL. Peter Brady responded multiple persons involved in the process have met

and provided questions and feedback. After the Council provides feedback, the next step will be to go to the Legislative Coordinating Council.

## **Adjourn**

With no further business, the Council meeting was adjourned at 4:25 p.m.

Prepared by Sky Westerlund

Edited by Matthew Willis

Approved by the Committee on:

December 15, 2021

(Date)