

CHAPTER 420

GOVERNMENT - STATE

SENATE BILL 09-099

BY SENATOR(S) Morse, Carroll M., Newell;
also REPRESENTATIVE(S) Ferrandino, Labuda.

AN ACT

CONCERNING CENTRALIZED DATABASES TO AID THE DELIVERY OF STATE PROCUREMENT SERVICES,
AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 24-102-202.5 (1) and (2) (b), Colorado Revised Statutes, are amended, and the said 24-102-202.5 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

24-102-202.5. Supplier database - fees - cash fund - program account.

(1) The executive director shall develop a centralized database that includes a listing of all businesses which are interested in providing goods and services to the state. The businesses in the database shall be identified by a registration number, and the executive director shall develop a procedure for notifying the appropriate businesses whenever the state issues requests for proposals or invitations for bids for goods or services which a particular business provides. The database shall be accessible through the department of personnel to all purchasing agencies designated pursuant to section 24-102-302 (2). ~~Such purchasing agencies shall be entitled to reimbursement for actual expenses incurred in the use and maintenance of the database from moneys in the supplier database cash fund created in subsection (2) of this section.~~

~~(2) (b) Notwithstanding any provision of this section to the contrary, on March 5, 2003, the state treasurer shall deduct three hundred thousand dollars from the supplier database cash fund and transfer such sum to the general fund.~~

(2.5) THE EXECUTIVE DIRECTOR SHALL DEVELOP AND IMPLEMENT A STATEWIDE CENTRALIZED ELECTRONIC PROCUREMENT SYSTEM TO ALLOW THE UTILIZATION OF TECHNOLOGY TO CREATE A MORE EFFICIENT DELIVERY OF STATE PROCUREMENT

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SERVICES. THE EXECUTIVE DIRECTOR SHALL SET AND COLLECT FEES FROM VENDORS WITH COOPERATIVE PURCHASING AGREEMENTS AND FROM LOCAL PUBLIC PROCUREMENT UNITS, AS DEFINED IN SECTION 24-110-101 (3), AND THAT ARE PARTICIPATING IN THE ELECTRONIC PROCUREMENT SYSTEM, AS NECESSARY TO COVER THE DIRECT AND INDIRECT COSTS OF IMPLEMENTING AND MAINTAINING THE ELECTRONIC PROCUREMENT SYSTEM. IN ADDITION, THE EXECUTIVE DIRECTOR MAY COLLECT MONEYS FROM COOPERATIVE PURCHASING ORGANIZATIONS FOR PROCUREMENT SUPPORT. THE REVENUE FROM THE FEES AND ANY MONEYS RECEIVED FROM COOPERATIVE PURCHASING ORGANIZATIONS SHALL BE TRANSMITTED TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE ELECTRONIC PROCUREMENT PROGRAM ACCOUNT, WHICH IS HEREBY CREATED WITHIN THE SUPPLIER DATABASE CASH FUND CREATED IN PARAGRAPH (a) OF SUBSECTION (2) OF THIS SECTION. THE MONEYS IN THE ACCOUNT SHALL BE ANNUALLY APPROPRIATED BY THE GENERAL ASSEMBLY FOR THE PURPOSES OF IMPLEMENTING AND MAINTAINING THE ELECTRONIC PROCUREMENT SYSTEM. ALL MONEYS NOT EXPENDED OR ENCUMBERED AND ALL INTEREST EARNED ON THE INVESTMENT OR DEPOSIT OF THE MONEYS IN THE ACCOUNT SHALL REMAIN IN THE ACCOUNT AND SHALL NOT REVERT TO THE GENERAL FUND OR ANY OTHER FUND AT THE END OF ANY FISCAL YEAR.

SECTION 2. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the supplier database cash fund created in section 24-102-202.5 (2) (a), Colorado Revised Statutes, not otherwise appropriated, to the department of personnel, finance and procurement, state controller's office and procurement services, for personal services, for the fiscal year beginning July 1, 2009, the sum of sixty-three thousand three hundred eighty-four dollars (\$63,384) and 1.0 FTE, or so much thereof as may be necessary, for the implementation of this act.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the supplier database cash fund created in section 24-102-202.5 (2) (a), Colorado Revised Statutes, not otherwise appropriated, to the department of personnel, finance and procurement, state controller's office and procurement services, for operating expenses, for the fiscal year beginning July 1, 2009, the sum of one million eight hundred sixty-one thousand one hundred seventy-eight dollars (\$1,861,178), or so much thereof as may be necessary, for the implementation of this act.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: June 4, 2009