

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass as Amended, Be Printed Engrossed, and Be Placed on the Consent Calendar

Vote: 10 - 0 - 0

Yeas: Barton, Cameron, Edwards C., Esquivel, Holvey, Kennemer, Matthews, Thatcher, Witt, Schaufler

Nays: 0

Exc.: 0

Prepared By: Theresa Van Winkle, Administrator

Meeting Dates: 5/11, 5/20

WHAT THE MEASURE DOES: Authorizes the Department of Corrections and Department of Human Services to procure, contract for or enter into agreements for goods and services necessary for the successful management and maintenance of institutions within their respective jurisdictions. Transfers authority to enter into an agreement for information technology from the Department of Administrative Services to the Department of Education for agreements related to student assessment and to other state agencies authorized to enter into information technology agreements as specified under the state's Public Contracting Code. Clarifies that the Director of the Department of Administrative Services has the exclusive authority, unless delegated to another state agency, to procure or supervise procurement of all price agreements for certain agencies under which more than one agency may order goods, services, or personal services and information contracts. Declares an emergency; effective upon passage.

ISSUES DISCUSSED:

- What Department of Human Services can and cannot currently contract
- If enacting the measure results in cost savings
- Hierarchy of procurement authority amongst state agencies

EFFECT OF COMMITTEE AMENDMENT: Clarifies that the Director of the Department of Administrative Services has the exclusive authority, unless delegated to another state agency, to procure or supervise procurement of all price agreements for certain agencies under which more than one agency may order goods, services, or personal services and information contracts.

BACKGROUND: Under present law, the Department of Human Services and the Department of Corrections have the statutory authority to manage the affairs of their respective institutions. However, the Attorney General's office has expressed that either department does not necessarily have the procurement and contracting authority once assumed.

SB 152-B gives both agencies the explicit authority to enter into contracts necessary for the operation of their institutions.