

FIRST REGULAR SESSION

HOUSE BILL NO. 1127

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HUDSON.

2380H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal sections 34.047 and 34.100, RSMo, and to enact in lieu thereof two new sections relating to the office of administration.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 34.047 and 34.100, RSMo, are repealed and two new sections enacted in lieu thereof, to be known as sections 34.047 and 34.100, to read as follows:

34.047. Notwithstanding any provision in section 34.040, section 34.100, or any other law to the contrary, ~~[departments]~~ **the commissioner of administration** shall have the authority to purchase products and services related to information technology when the estimated expenditure of such purchase shall not exceed one hundred fifty thousand dollars, the length of any contract or agreement does not exceed twelve months, the ~~[department]~~ **commissioner of administration** complies with the informal methods of procurement established in section 34.040, and 1 CSR 40-1.050(1) for expenditures of less than one hundred thousand dollars, and the ~~[department]~~ **the commissioner of administration** posts notice of such proposed purchase on the online bidding/vendor registration system maintained by the office of administration. For the purposes of this section, "information technology" shall mean any computer or electronic information equipment or interconnected system that is used in the acquisition, storage, manipulation, management, movement, control, display, switching, interchange, transmission, or reception of information, including audio, graphic, and text.

34.100. The commissioner of administration may, when in the commissioner's best judgment it is in the best interests of the state, delegate the commissioner's procurement authority pursuant to this chapter to an individual department; provided, however, that each instance of single feasible source purchasing authority in excess of ~~[five]~~ **ten** thousand dollars under section

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

5 34.044 must be specifically delegated by the commissioner. The delegation may allow
6 departments to negotiate in accordance with section 34.042 the purchase of services for patients,
7 residents or clients with funds appropriated for this purpose. In accepting this delegated
8 authority the department acknowledges its ability to, and agrees to, fulfill all of the requirements
9 of this chapter in making purchases and entering into contracts and keeping records. No claim
10 for payment based upon any purchase under this section shall be certified by the commissioner
11 unless accompanied by such documentation of compliance with the provisions of this chapter
12 as the commissioner may require. Any department that fails to fulfill all such requirements may
13 have its delegated authority rescinded by the commissioner of administration.

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