

FIRST REGULAR SESSION

# SENATE BILL NO. 498

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR HOUGH.

2377S.01H

ADRIANE D. CROUSE, Secretary

## AN ACT

To repeal sections 34.047 and 34.100, RSMo, and to enact in lieu thereof two new sections relating to public contracts.

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Section A. Sections 34.047 and 34.100, RSMo, are repealed  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

34.047. Notwithstanding any provision in section  
2 34.040, section 34.100, or any other law to the contrary,  
3 [departments] **the commissioner of administration** shall have  
4 the authority to purchase products and services related to  
5 information technology when the estimated expenditure of  
6 such purchase shall not exceed one hundred fifty thousand  
7 dollars, the length of any contract or agreement does not  
8 exceed twelve months, the [department] **the commissioner of**  
9 **administration** complies with the informal methods of  
10 procurement established in section 34.040, and 1 CSR 40-  
11 1.050(1) for expenditures of less than one hundred thousand  
12 dollars, and the [department] **the commissioner of**  
13 **administration** posts notice of such proposed purchase on the  
14 online bidding/vendor registration system maintained by the  
15 office of administration. For the purposes of this section,  
16 "information technology" shall mean any computer or  
17 electronic information equipment or interconnected system  
18 that is used in the acquisition, storage, manipulation,

**EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

19 management, movement, control, display, switching,  
20 interchange, transmission, or reception of information,  
21 including audio, graphic, and text.

34.100. The commissioner of administration may, when  
2 in the commissioner's best judgment it is in the best  
3 interests of the state, delegate the commissioner's  
4 procurement authority pursuant to this chapter to an  
5 individual department; provided, however, that each instance  
6 of single feasible source purchasing authority in excess of  
7 [five] ~~ten~~ thousand dollars under section 34.044 must be  
8 specifically delegated by the commissioner. The delegation  
9 may allow departments to negotiate in accordance with  
10 section 34.042 the purchase of services for patients,  
11 residents or clients with funds appropriated for this  
12 purpose. In accepting this delegated authority the  
13 department acknowledges its ability to, and agrees to,  
14 fulfill all of the requirements of this chapter in making  
15 purchases and entering into contracts and keeping records.  
16 No claim for payment based upon any purchase under this  
17 section shall be certified by the commissioner unless  
18 accompanied by such documentation of compliance with the  
19 provisions of this chapter as the commissioner may require.  
20 Any department that fails to fulfill all such requirements  
21 may have its delegated authority rescinded by the  
22 commissioner of administration.

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