

**STATE PURCHASING DIRECTOR DUTIES**

2023 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Ashlee Matthews**

Senate Sponsor: Wayne A. Harper

---

**LONG TITLE****General Description:**

This bill modifies provisions relating to the duties of the state purchasing director.

**Highlighted Provisions:**

This bill:

- modifies the duties of the state purchasing director relating to the operation, management, and maintenance of the surplus property program;
- authorizes the state purchasing director to establish a contract administration service; and
- repeals language relating to the state purchasing director's authority to establish microfilming, duplicating, printing, and addressograph services.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**63A-2-103**, as last amended by Laws of Utah 2022, Chapter 169

---

*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **63A-2-103** is amended to read:



**63A-2-103. Duties and authority of purchasing director -- Subscribing to mailing system and electronic central store -- Rate schedule.**

(1) The purchasing director:

(a) shall operate, manage, and maintain:

(i) a central mailing service; and

(ii) an electronic central store system for procuring goods and services;

(b) shall~~[, except when a state surplus property contractor administers the surplus property program,]~~ operate, manage, and maintain the surplus property program; and

~~[(c) shall, when a state surplus property contractor administers the surplus property program, oversee the state surplus property contractor's administration of the surplus property program in accordance with Part 4, Surplus Property Services; and]~~

~~[(d)] (c)~~ may establish ~~[microfilming, duplicating, printing, addressograph, and];~~

(i) a contract administration service ~~Ŝ→~~ **, including contract performance surveys** ~~←Ŝ~~ ;

and

(ii) other central services.

(2) (a) Each state agency shall ~~Ŝ→~~ :

**(i)** ~~←Ŝ~~ subscribe to all of the services described in Subsection

(1)(a), unless the director delegates the director's authority to a state agency under Section

**63A-2-104** ~~Ŝ→~~ **[:] ; and**

**(ii) complete contract performance surveys as requested by the purchasing director under Subsection (1)(c)(i).** ~~←Ŝ~~

(b) An institution of higher education, the State Board of Education, a school district, or a political subdivision of the state may subscribe to one or more of the services described in Subsection (1)(a).

(3) (a) The purchasing director shall:

(i) prescribe a schedule of rates to be charged for all services provided by the division after the purchasing director:

(A) submits the proposed rates for services provided by the division's internal service fund to the Rate Committee established in Section **63A-1-114**; and

(B) obtains the approval of the Legislature, as required by Section **63J-1-410**;

(ii) ensure that the rates are approximately equal to the cost of providing the services;

and

(iii) annually conduct a market analysis of rates.

(b) A market analysis under Subsection (3)(a)(iii) shall include a comparison of the division's rates with the rates of other public or private sector providers if comparable services

59 and rates are reasonably available.