

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 -- State agency requirements -- 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, including contract performance surveys; and

(ii) other central services.

(2) (a) Each state agency shall:

(i) 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[-]; and

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

(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

58 (iii) annually conduct a market analysis of rates.
59 (b) A market analysis under Subsection (3)(a)(iii) shall include a comparison of the
60 division's rates with the rates of other public or private sector providers if comparable services
61 and rates are reasonably available.