

SENATE BILL NO. 544

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR EIGEL.

1750S.02I

KRISTINA MARTIN, Secretary

AN ACT

To repeal section 34.046, RSMo, and to enact in lieu thereof one new section relating to the authority of the commissioner of administration.

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

Section A. Section 34.046, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 34.046,
3 to read as follows:

34.046. The commissioner of administration may:

2 (1) Contract directly with other governmental entities
3 for the purchase of **products, services, including**
4 **construction and construction supplies, and** supplies[. The
5 commissioner of administration may also];

6 (2) Participate in, sponsor, conduct or administer a
7 cooperative purchasing agreement whereby supplies are
8 procured in accordance with a contract established by
9 another governmental entity provided that such contract was
10 established in accordance with the laws and regulations
11 applicable to the establishing governmental entity;

12 (3) **Purchase from education-based cooperative**
13 **contracts sourced from nongovernmental entities that have an**
14 **established track record of performance; and**

15 (4) In the course of performing any action authorized
16 in subdivisions (1) to (3) of this section:

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

17 (a) Require a contracting party to comply with any
18 provision of law requiring financial accountability with
19 respect to the performance of any contractual duty; and

20 (b) Negotiate any financial accountability measure
21 that would enable the office of administration or any
22 department to recoup funds in the event of breach of
23 contract or any misuse of public funds on the part of the
24 other party.

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