

FIRST REGULAR SESSION

# SENATE BILL NO. 652

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR GREGORY (15).

2444S.01I

KRISTINA MARTIN, Secretary

## AN ACT

To repeal section 217.575, RSMo, and to enact in lieu thereof one new section relating to the Missouri vocational enterprises program.

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

Section A. Section 217.575, RSMo, is repealed and one new  
2 section enacted in lieu thereof, to be known as section 217.575,  
3 to read as follows:

217.575. 1. All goods manufactured, services provided  
2 or produce of the vocational enterprises program of the  
3 state shall, upon the requisition of the proper official, be  
4 furnished to the state, to any public institution owned,  
5 managed or controlled by the state, or to any private entity  
6 that is leasing space to any agency of the state government  
7 for use in space leased to the state agency, at such prices  
8 as shall be determined as provided in subsection 4 of this  
9 section.

10 2. No goods or services so manufactured, provided or  
11 produced shall be purchased from any other source for the  
12 state or public institutions of the state unless the  
13 department shall certify the goods or services included in  
14 the requisition cannot be furnished or supplied by the  
15 vocational enterprises program within ninety days, or, in  
16 the event the same goods or services cannot be procured on  
17 the open market within ninety days, that the vocational  
18 enterprises program cannot supply them within a reasonable

19 time. No claims for the payment of such goods or services  
20 shall be audited or paid without this certificate. One copy  
21 each of the requisition or certificate shall be retained by  
22 the department. **This subsection shall not apply to goods or**  
23 **services with a market price of less than six hundred**  
24 **dollars.**

25 3. The division of purchasing and the division of  
26 facilities management, design and construction shall  
27 cooperate with the department in seeking to promote for use  
28 by state agencies and in state-owned or -occupied facilities  
29 the products manufactured and services provided by the  
30 vocational enterprises program.

31 4. The vocational enterprises program shall fix and  
32 determine the prices at which goods and produce so  
33 manufactured and produced and services so provided shall be  
34 furnished, and the prices shall be uniform to all. The cost  
35 shall not be fixed at more than the market price for like  
36 goods and services.

37 5. Any differences between the vocational enterprises  
38 program and the state, its departments, divisions, agencies,  
39 institutions, or the political subdivisions of the state as  
40 to style, design, price or quality of goods shall be  
41 submitted to arbitrators whose decision shall be final. One  
42 of the arbitrators shall be named by the program, one by the  
43 office, department, political subdivision or institution  
44 concerned, and one by agreement of the other two. The  
45 arbitrators shall receive no compensation; however, their  
46 necessary expenses shall be paid by the office, department,  
47 political subdivision or institution against which the award  
48 is given, or, in the event of a compromise decision, by both  
49 parties, the amount to be paid by each party in portions to  
50 be determined by the arbitrators.

51           6. The vocational enterprises program may sell office  
52 systems and furniture to any department, agency, or  
53 institution of the state or any political subdivision of the  
54 state either through outright purchase or through payment  
55 plan agreement, including handling charges, over a specified  
56 number of months contingent on the solvency of the working  
57 capital revolving fund. Prior approval shall be required by  
58 the division of facilities management, design and  
59 construction for state agencies in situations where the  
60 office of administration controlled state-owned office space  
61 is involved and space in which a lease contract executed by  
62 the office of administration is in effect.

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