

First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 13-0698.01 Nicole Myers x4326

HOUSE BILL 13-1184

HOUSE SPONSORSHIP

Duran and Gerou, Levy

SENATE SPONSORSHIP

Hodge, Steadman, Lambert

House Committees
State, Veterans, & Military Affairs

Senate Committees
State, Veterans, & Military Affairs

A BILL FOR AN ACT

101 **CONCERNING THE SUPPLIER DATABASE CASH FUND.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

Joint Budget Committee. Currently, the department of personnel operates a statewide centralized electronic procurement system (system). The state treasurer credits the fees and other moneys collected in connection with the system to the electronic procurement program account, which is created in the supplier database cash fund (fund). The bill specifies that beginning on July 1, 2013, the state treasurer shall credit the fees and other moneys collected in connection with the system to the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

SENATE
3rd Reading Unamended
March 13, 2013

SENATE
2nd Reading Unamended
March 12, 2013

HOUSE
3rd Reading Unamended
February 26, 2013

HOUSE
2nd Reading Unamended
February 25, 2013

fund. In addition, the bill requires that any moneys remaining in the electronic program procurement account on June 30, 2013, shall be transferred to the fund.

Presently, the interest earned on the investment or deposit of moneys in the fund is credited to the general fund. The bill requires that such interest and all unexpended or unencumbered moneys in the fund remain in the fund rather than be credited to the general fund.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 24-102-202.5,
3 **amend** (2) (a) and (2.5) as follows:

4 **24-102-202.5. Supplier database - fees - cash fund - program**
5 **account.** (2) (a) Each business that wishes to be included in the database
6 created pursuant to subsection (1) of this section shall pay a registration
7 fee as determined by the executive director. The executive director shall
8 set and collect such fees as are necessary to cover the direct and indirect
9 costs that are incurred in implementing the provisions of this section. The
10 revenue from such fees shall be transmitted to the state treasurer, who
11 shall credit the same to the supplier database cash fund, which fund is
12 hereby created. The general assembly shall make appropriations from
13 such fund as necessary to implement the provisions of this section. ~~In~~
14 ~~accordance with section 24-36-114, all interest derived from the deposit~~
15 ~~and investment of this fund shall be credited to the general fund.~~ ALL
16 MONEYS NOT EXPENDED OR ENCUMBERED AND ALL INTEREST EARNED ON
17 THE INVESTMENT OR DEPOSIT OF THE MONEYS IN THE FUND SHALL REMAIN
18 IN THE FUND AND SHALL NOT REVERT TO THE GENERAL FUND OR ANY
19 OTHER FUND AT THE END OF ANY FISCAL YEAR.

20 (2.5) (a) The executive director shall develop and implement a
21 statewide centralized electronic procurement system to allow the
22 utilization of technology to create a more efficient delivery of state

1 procurement services. The executive director shall set and collect fees
2 from vendors with cooperative purchasing agreements and from local
3 public procurement units, as defined in section 24-110-101 (3), and that
4 are participating in the electronic procurement system, as necessary to
5 cover the direct and indirect costs of implementing and maintaining the
6 electronic procurement system. In addition, the executive director may
7 collect moneys from cooperative purchasing organizations for
8 procurement support.

9 (b) PRIOR TO JULY 1, 2013, the revenue from the fees and any
10 moneys received from cooperative purchasing organizations PURSUANT
11 TO PARAGRAPH (a) OF THIS SUBSECTION (2.5), shall be transmitted to the
12 state treasurer, who shall credit the same to the electronic procurement
13 program account, which is hereby created within the supplier database
14 cash fund created in paragraph (a) of subsection (2) of this section. The
15 moneys in the account shall be annually appropriated by the general
16 assembly for the purposes of implementing and maintaining the electronic
17 procurement system. All moneys not expended or encumbered and all
18 interest earned on the investment or deposit of the moneys in the account
19 shall remain in the account and shall not revert to the general fund or any
20 other fund at the end of any fiscal year; EXCEPT THAT ANY UNEXPENDED
21 MONEYS REMAINING IN THE ACCOUNT ON JUNE 30, 2013, SHALL BE
22 TRANSFERRED TO THE SUPPLIER DATABASE CASH FUND.

23 (c) BEGINNING JULY 1, 2013, THE REVENUE FROM THE FEES AND
24 ANY MONEYS COLLECTED FROM COOPERATIVE PURCHASING
25 ORGANIZATIONS PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (2.5),
26 SHALL BE TRANSMITTED TO THE STATE TREASURER, WHO SHALL CREDIT
27 THE SAME TO THE SUPPLIER DATABASE CASH FUND CREATED IN

1 PARAGRAPH (a) OF SUBSECTION (2) OF THIS SECTION.

2 **SECTION 2. Safety clause.** The general assembly hereby finds,
3 determines, and declares that this act is necessary for the immediate
4 preservation of the public peace, health, and safety.