

SENATE
STATE OF MINNESOTA
NINETY-FIRST SESSION

S.F. No. 2541

(SENATE AUTHORS: DRAHEIM)

DATE
03/18/2019

D-PG

Introduction and first reading
 Referred to State Government Finance and Policy and Elections

OFFICIAL STATUS

1.1 A bill for an act
 1.2 relating to state government; modifying certain requirements related to public
 1.3 contracting; amending Minnesota Statutes 2018, section 16C.045; proposing coding
 1.4 for new law in Minnesota Statutes, chapter 16C.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2018, section 16C.045, is amended to read:

1.7 **16C.045 REPORTING OF VIOLATIONS.**

1.8 (a) A state employee who discovers evidence of violation of laws or rules governing
 1.9 state contracts, or evidence that a party to a state contract is in violation of its terms, is
 1.10 encouraged to report the violation or suspected violation to the employee's supervisor, the
 1.11 commissioner or the commissioner's designee, or the legislative auditor.

1.12 (b) Upon receipt of evidence suggesting a violation, the commissioner must promptly
 1.13 initiate an investigation or refer the matter to the attorney general. The legislative auditor
 1.14 must report to the Legislative Audit Commission if there are multiple complaints about the
 1.15 same agency. The auditor's report to the Legislative Audit Commission under this section
 1.16 must disclose only the number and type of violations alleged.

1.17 (c) An employee making a good faith report under this section is covered by section
 1.18 181.932, prohibiting the employer from discriminating against the employee.

1.19 **Sec. 2. [16C.107] COOPERATIVE PURCHASING; MOTOR VEHICLE SALES.**

1.20 A cooperative purchasing agreement involving the purchase of motor vehicles must
 1.21 include terms that eliminate or minimize the risk of gaps in coverage in the event the
 1.22 agreement, or an amendment to the agreement, expires before a new agreement or amendment

2.1 takes effect. The terms must include but are not limited to a requirement that, prior to entering
2.2 a purchase agreement, the vendor provide a written notice clearly indicating whether the
2.3 terms of the cooperative purchasing agreement apply to the sale.

2.4 **EFFECTIVE DATE.** This section is effective July 1, 2019, and applies to cooperative
2.5 purchasing agreements entered on or after that date.