

Bill No. CS for CS for SB 2722

Amendment No. ____ Barcode 114486

CHAMBER ACTION

Senate

House

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

.
. .
. .
. .
. .
. .

Senator Atwater moved the following amendment:

Senate Amendment (with title amendment)

On page 122, between lines 15 and 16,

insert:

Section 51. Subsection (23) of section 287.057, Florida Statutes, is amended to read:

(23)(a) The department, in consultation with ~~the State Technology Office and the Chief Financial Officer Comptroller,~~ shall develop a program for on-line procurement of commodities and contractual services and may contract for equipment and services necessary to develop and implement the program. To enable the state to promote open competition and to leverage its buying power, agencies shall participate in the on-line procurement program, and eligible users may, use the on-line procurement ~~participate in the program. Only vendors prequalified as meeting mandatory requirements and qualifications criteria shall be permitted to participate in on-line procurement. The department, in consultation with the State Technology Office, may contract for equipment and~~

Bill No. CS for CS for SB 2722

Amendment No. ____ Barcode 114486

1 ~~services necessary to develop and implement on-line~~
2 ~~procurement.~~

3 (b) The department, ~~in consultation with the State~~
4 ~~Technology Office~~, shall adopt rules, pursuant to ss.
5 120.536(1) and 120.54, to administer the program for on-line
6 procurement. The rules shall include, but not be limited to:

7 1. Determining the requirements and qualification
8 criteria for prequalifying vendors.

9 2. Establishing the procedures for conducting on-line
10 procurement.

11 ~~3. Establishing the criteria for eligible commodities~~
12 ~~and contractual services.~~

13 3. 4. Establishing the procedures for providing access
14 to on-line procurement.

15 4. 5. Determining the criteria warranting any
16 exceptions to the use of participation in the on-line
17 procurement program.

18 (c) The department may collect fees for the use of the
19 on-line procurement program systems. Purchase of commodities
20 and contractual services from vendors that are registered with
21 the on-line procurement program may be considered use of the
22 program. The fees may be imposed on an individual transaction
23 basis and or as a fixed percentage of the cost savings
24 generated. At a minimum, the fees must be set in an amount
25 that covers sufficient to cover the projected costs of the
26 on-line procurement program such services, including the
27 administrative and project service costs ~~in accordance with~~
28 ~~the policies~~ of the department; however, fees imposed on an
29 individual transaction basis may not exceed 1 percent of the
30 transaction amount. ~~For the purposes of compensating the~~
31 ~~provider, the department may authorize the provider to collect~~

Bill No. CS for CS for SB 2722

Amendment No. ____ Barcode 114486

1 ~~and retain a portion of the fees. The providers may withhold~~
 2 ~~the portion retained from the amount of fees to be remitted to~~
 3 ~~the department. The department may negotiate the retainage as~~
 4 ~~a percentage of such fees charged to users, as a flat amount,~~
 5 ~~or as any other method the department deems feasible. All fees~~
 6 ~~and surcharges collected under this paragraph shall be~~
 7 collected by the department and deposited in the Grants and
 8 Donation Trust Fund as provided by law.

9

10

11 ===== T I T L E A M E N D M E N T =====

12 And the title is amended as follows:

13 On page 9, line 8, after the semicolon

14

15 insert:

16 amending s. 287.057, F.S.; revising
 17 requirements relating to participation in the
 18 on-line procurement program; deleting
 19 requirement that the department adopt rules
 20 establishing on-line procurement criteria for
 21 eligible commodities and contractual services;
 22 deleting requirement that vendors be
 23 prequalified for on-line procurement; revising
 24 fees that may be charged for on-line
 25 procurement; revising collection and deposit
 26 methods for on-line procurement fees;

27

28

29

30

31