

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 24-1063.01 Rebecca Bayetti x4348

SENATE BILL 24-196

SENATE SPONSORSHIP

Hansen and Baisley, Priola

HOUSE SPONSORSHIP

Titone and Weinberg, Parenti

Senate Committees

Business, Labor, & Technology

House Committees

A BILL FOR AN ACT

101 CONCERNING A PROCUREMENT OFFICIAL'S DISCRETION TO DETERMINE
102 THE APPROPRIATE SOURCE SELECTION METHOD FOR A STATE
103 PROCUREMENT.

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://leg.colorado.gov/>.)

Joint Technology Committee. The bill adds a provision to the procurement code that authorizes an applicable procurement official to select the most appropriate source selection method for a state procurement, even if a different source selection method is specified in statute. The new provision specifies that the procurement official has the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

discretion, if that official determines that the source selection method specified in statute is not the most appropriate source selection method for the procurement, to determine and use a different source selection method in the best interest of the state, given time requirements, financial considerations, and market conditions.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-103-201, **add** (2)
3 as follows:

4 **24-103-201. Methods of source selection.** (2) IF A METHOD OF
5 SOURCE SELECTION IS SPECIFIED IN STATUTE AND THE APPLICABLE
6 PROCUREMENT OFFICIAL DETERMINES THAT THE SPECIFIED SOURCE
7 SELECTION METHOD IS NOT THE MOST APPROPRIATE SOURCE SELECTION
8 METHOD FOR THE PROCUREMENT, THE PROCUREMENT OFFICIAL HAS THE
9 DISCRETION TO DETERMINE AND USE A MORE APPROPRIATE SOURCE
10 SELECTION METHOD IN THE BEST INTEREST OF THE STATE, GIVEN TIME
11 REQUIREMENTS, FINANCIAL CONSIDERATIONS, AND MARKET CONDITIONS.
12 THIS SUBSECTION (2) APPLIES TO ANY STATE PROCUREMENT THAT IS NOT
13 EXEMPT FROM THE CODE.

14 **SECTION 2. Act subject to petition - effective date.** This act
15 takes effect at 12:01 a.m. on the day following the expiration of the
16 ninety-day period after final adjournment of the general assembly; except
17 that, if a referendum petition is filed pursuant to section 1 (3) of article V
18 of the state constitution against this act or an item, section, or part of this
19 act within such period, then the act, item, section, or part will not take
20 effect unless approved by the people at the general election to be held in
21 November 2024 and, in such case, will take effect on the date of the
22 official declaration of the vote thereon by the governor.