

By: Nelson

S.B. No. 65

A BILL TO BE ENTITLED

AN ACT

relating to state contracting and procurement.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 321, Government Code, is amended by adding 321.024 to read as follows:

Sec. 321.024 MONITORING ASSESSMENT (a) Prior to September 1st of each year the State Auditor shall consider available documentation collected by the Office such as:

- (1) Results from audits;
- (2) Results from agency internal audits;
- (3) Results from post payment audits;
- (4) Feedback from Quality Assurance Team monitoring;
- (5) Feedback from CAT review of solicitations;
- (6) Feedback from Legislative Budget Board monitoring;
- (7) Applicable results from Sunset Reviews;
- (8) Self-reported improvements agencies have made to contracting systems;
- (9) Additional internal analysis provided by the agency.

(b) Using the acquired documentation the State Auditor shall assign one of the following ratings to the 25 largest state agencies by appropriation amount:

- (1) Needs additional monitoring during the identified

1 stages of the procurement cycle.

2 (2) No additional monitoring needed.

3 (3) Reduced monitoring during the identified stages of
4 the procurement cycle is warranted.

5 (c) The Comptroller shall create guidelines for the
6 Contract Advisory Committee or Quality Assurance Team for
7 additional or reduced monitoring of procurements at:

8 (1) agencies that have been assigned a rating of Needs
9 Additional monitoring for a specific stage of the procurement
10 cycle;

11 (2) agencies that have been assigned a reduced
12 monitoring rating.

13 SECTION 2. Section 2155, Government Code, is amended as
14 follows:

15 Sec. 2155.089. REPORTING VENDOR PERFORMANCE. (a) At major
16 milestones, at least yearly, during the contract term, and after a
17 contract is completed or otherwise terminated, each state agency
18 shall review the vendor's performance under the contract.

19 (b) The state agency shall report to the comptroller, using
20 the tracking system established by Section 2262.055, on the results
21 of the review regarding a vendor's performance under a contract.

22 SECTION 3. This Act takes effect September 1, 2019.