

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control No. 355 Department or Agency: Department of Finance – Division of Purchasing
Rule No. 355-4-1-.07

Rule Title: State of Alabama Procurement/Credit Card Program
 New X Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? NO

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? YES

Is there another, less restrictive method of regulation available that could adequately protect the public? NO

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? NO

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? YES

Does the proposed rule have an economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer Ma stit

Date 6/19/12

(DATE FILED)
(STAMP)

APA-2
07/04

DEPARTMENT OF FINANCE
Division of Purchasing

NOTICE OF INTENDED ACTION

AGENCY NAME: Department of Finance – Division of Purchasing

RULE NO. & TITLE: 355-4-1-.07 State of Alabama Procurement/Credit Card Program

INTENDED ACTION: Amend existing rule

SUBSTANCE OF PROPOSED ACTION:

Amend the existing rule to substitute the word “Purchasing” for “Procurement;” and to more clearly comport with the statutory authority for establishing a state purchasing/credit card program in accordance with § 41-4-110(c) of the Code of Alabama.

TIME, PLACE, MANNER OF PRESENTING VIEWS:


Views on this intended action may be presented by telephone to Mose Stuart at (334) 242-4516. Written views may be submitted to:

Mose Stuart
Department of Finance – Legal Division
Third Floor, State Capitol Building
Montgomery, Alabama 36130

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

August 3, 2012

CONTACT PERSON AT AGENCY: Mose Stuart



Mose Stuart
Senior Associate Counsel

355-4-1-.07

State of Alabama Procurement Purchasing/Credit Card Program

(1) ~~The Division of Purchasing will establish and issue an Invitation to Bid (ITB) for a Procurement Purchasing/Credit Card services program through a competitive solicitation process. The contract or contracts will be awarded based on the highest overall rebate amount offered to the State of Alabama in the bid. The rebate may be a single value or it may be a combination of two or more values. The resulting contract or contracts will be for a period not to exceed the maximum term set out in Section 41-16-27(e) of the Code of Alabama.~~

(2) ~~Notice of the ITB for the Procurement/Credit Card will be made to all Vendors which have registered to supply credit card services.~~

(3) ~~The evaluation of the bids submitted pursuant to this ITB will be conducted by a number of Buyers within the Division of Purchasing as determined and selected by the Director of Purchasing. Based on the evaluation, the Buyers will recommend one or more bids for award. The recommendation will be reviewed by the Director of Purchasing, then forwarded to the Director of Finance for final approval.~~

Author: Alabama Department of Finance

Statutory Authority: Code of Ala. 1975, §§ 41-4-110(c), 41-4-35.

History: Filed February 19, 2010; Effective May 12, 2010.