# State Procurement Services (SPS)





Debbie Dennis, Chief Administrative Officer and Deputy Director Stephen Nelson, State Chief Procurement Officer (CPO) January 30, 2025

# Agenda

- Introduction
- Authority and Thresholds
- Sourcing and Resources
- Program Areas
- Wrap Up



## The Buy Decision





### What is Procurement?



Procurement is the act of purchasing, leasing or otherwise acquiring goods and services

In Oregon, public procurement is governed by law (ORS 279A, B, and C)



## What Happens After Procurement?



**Contract Administration** is the management of all actions that ensure a contract between an agency and a contractor is satisfactorily performed and all the responsibilities of both parties are properly executed.

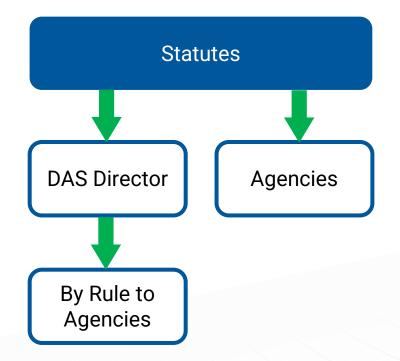


# Authority and Thresholds

### Statutory Authority



- Generally, DAS State Procurement Services (SPS) is the central procurement authority for the executive branch as defined in statute
- However, there are also many exceptions and carve outs



### Overview of Oregon Procurement Authority

#### WHO HAS AUTHORITY TO PROCURE?

State and local agencies under Public Contracting Code 279ABC

State agencies under DAS procurement authority ORS 279A.140

State agencies with specific procurement authority independent of DAS ORS 279A.050

- Transportation
- Secretary of State
- State Treasurer
   Human Services
- Fish & Wildlife
- Parks & Recreation
- Aviation
- Economic & Community Development
- Housing
- Corrections
- Veterans Affairs
- Military
- Education
- And state agencies "specifically authorized "by any law outside the code to "enter into a contract"

Public Contracting Code does not apply (ORS 279A.025)

- Lottery
   Legislature
- Judicial Dept
   Oregon University System

#### WHAT CAN BE PROCURED?

- Services
   Goods
   Architectural
- Engineering & land surveying services and related services (A&E)
   Public improvements

DAS Statewide Price Agreements
Information technology contracts
All Goods, Services, and public improvements except what's covered in ORS 279A.050

#### Goods; and

- Services: and
- Public improvements for agency missions & institutions except for DAS Statewide Price Agreements and information technology contracts unless specifically authorized by any law outside the code to enter into a contract

#### HOW – STATUTES AND RULES

Local agencies follow their rules, ORS 279A.065. (model rules or adopt their own)

DAS and delegate state agencies. DAS Rules, OAR 125-246 to 125-249 and statewide policies.

Agencies under ORS 279A.060 follow their rules, ORS 279A.065. (model rules or adopt their own)

\* Statutory oversight by Department of Justice and Enterprise Information Services is required in certain procurements

- ORS 190 agreements (IGAs, IAAs, tribal) grants, real property
- Surplus property, Oregon Forward, Oregon Corrections Enterprises
- COBID certified firms, preferences

# DAS Procurement Authority





### **CPO Authority:**

- Formal procurements
- Sole source procurements
- Special requests
  - Waivers, special procurements, exemptions, etc.
- Cooperative procurements
- Delegations

#### Statutes:

- ORS 279 A, B, C
- ORS 279.835-855 (Oregon Forward)
- ORS 190
- ORS 244 Ethics
- ORS 200 (COBID)

#### **Rules:**

- DOJ Model Rules
- DAS Procurement Rules

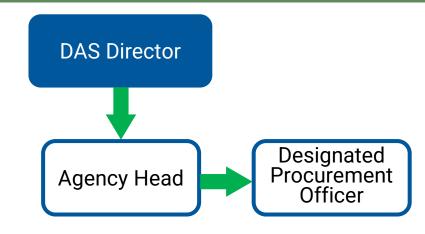
### **Executive Orders**

#### **Policies:**

- E-Waste
- COBID
- OregonBuys
- Statewide Procurement Training
- Sustainability

# Agency Procurement Authority





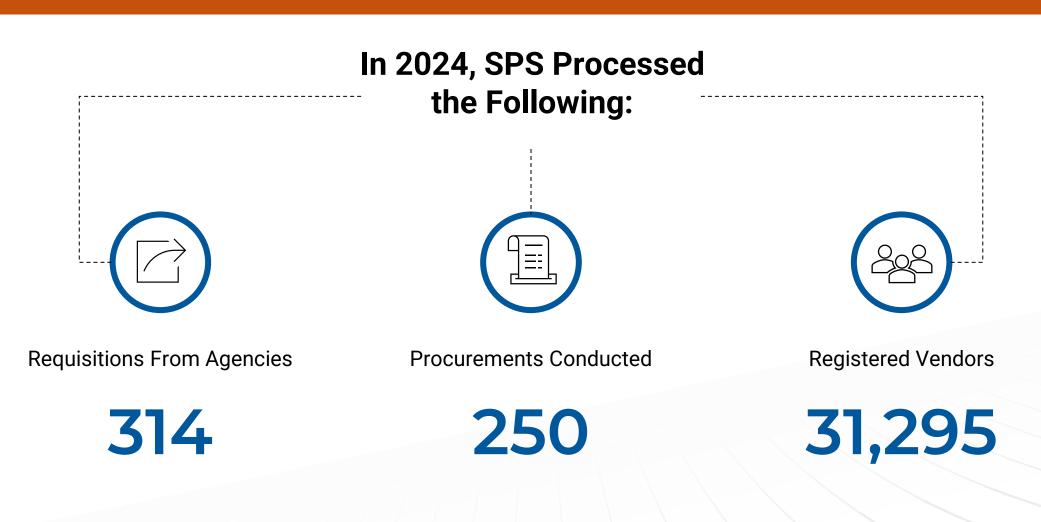
### **Types of Delegated Agency Authority:**

- Small and Intermediate Procurements under \$250k
- Sole Source Procurements under \$250k
- Emergency Procurements
- Procurements under delegation from DAS
- Specific authority granted by statute

# Sourcing and Resources

## SPS Sourcing Work



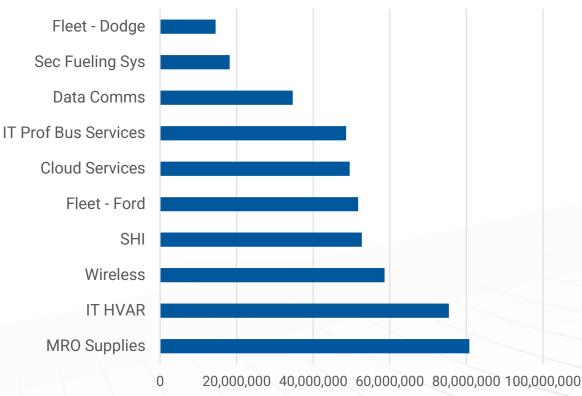


# Statewide Price Agreements



### DAS manages approximately 450 price agreements for commonly used items and services

- Price agreements save agencies and local governments time and money
- Price agreements have been through a competitive procurement and are ready to use with little to no additional selection process
- They often contain price discounts and other value adds through volume purchases at the state level



### 10 Most Used Price Agreements – CY 2023

### Resources

### **DAS Procurement Manual**



Disclaimer: Oregon Procurement Manual contents apply to state agencies under DAS procurement authority. Standards for other agencies may vary. <u>Get started by reading the manual introduction >></u>

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Prepare	Buy Decision	Administer	Resources
Procurement Planning	Buy Decision Priority	Contract Administration	Additional Info (Methods,
Authority, Roles,	Surplus Property	Document Management	Considerations and Categories)
Responsibilities	Oregon Forward (formerly	Amendments	Forms and Templates
Determine Procurement Method	<u>QRF)</u>	Change Orders	Insurance and Risk
Market Research	Inmate Labor	Closeout	Assessment
	DAS Statewide Price Agreements		Manual Topics (Site Map)
Develop Specifications			OregonBuys Instructions
	ORS 190 Agreement (IGA / IAA)		and Guides
	Open Market		Procurement Overview
			Request a DAS PS Service

# Program Areas

# Program Area: Training and Certification



Training and Certification provides Oregon-specific public procurement training and customized training services:

- Ten standard training course offerings and one procurement certification program
- Trained 862 students in the 2023-25 biennium
- Current number of active certification holders by level:
  - 286 Oregon Procurement Basic certifications
  - 16 Oregon Procurement Intermediate certifications
  - 12 Oregon Procurement Advanced certifications

## Program Area: Policy

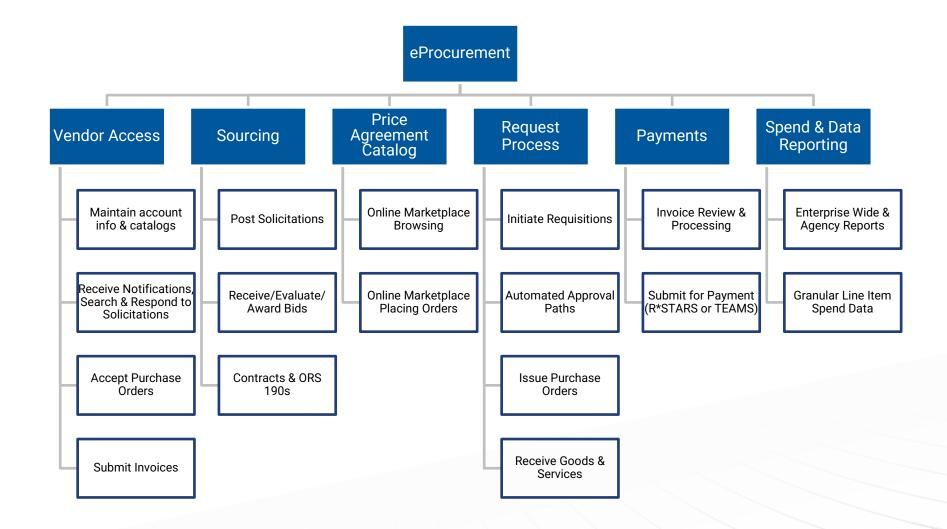


The Policy team applies Oregon Public Procurement statutes, rules, and policy for agencies under DAS procurement authority and performs the following services:

- Writes and updates statewide policies
- Drafts administrative rules
- Creates and updates statewide procurement templates
- Review special requests for waivers, special procurements, exemptions, etc.
- Legislative analysis and tracking

### Program Area: eProcurement

### **eProcurement Business Functions**

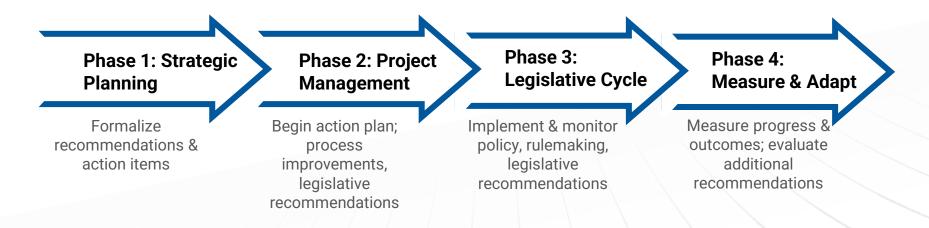


# Program Area: Procurement Equity



# The DAS Procurement Equity team is implementing recommendations from the Disparity Study

- DAS was directed to begin a disparity study in <u>HB5006</u> at the end of the 2021 legislative session
- The study examined & measured inequities within state contracting
- Study was initiated in October 2022 with BBC Research & Consulting and was completed in November 2023
- DAS has reviewed recommendations and is moving into implementation planning

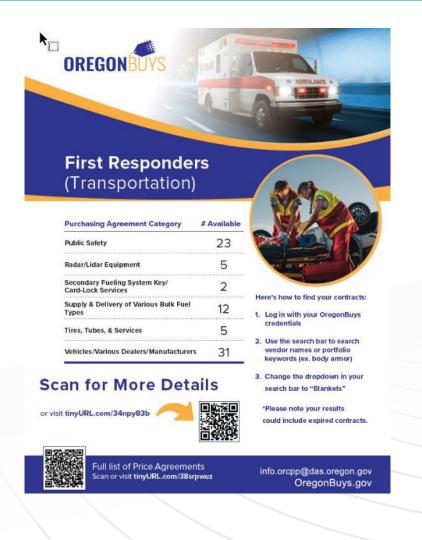


# Program Area: Oregon Cooperative Procurement Program



The Oregon Cooperative Procurement Program (OrCPP) program uses an intergovernmental agreement with partnering local government entities to provide its 949 members with access to the following:

- Over 450 statewide price agreements
- Unlimited posting in the OregonBuys eProcurement System
- Thousands of archived solicitations in OregonBuys, to help build new solicitations
- Procurement training opportunities



## Program Area: Oregon Forward



- Oregon Forward contractors are non-profit rehabilitation corporations that employ individuals with qualifying disabilities to provide products and services
- All government entities are required to evaluate an available Oregon Forward contractor before going to the open market





# Thank you!

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