

**FLORIDA BOARD OF GOVERNORS
NOTICE OF APPROVED REGULATION AND AMENDMENTS**

Date: February 6, 2008

REGULATION TITLES AND NUMBERS: 18.060 Contracts

SUMMARY: Repealed

FULL TEXT OF THE REGULATION: The full text of the proposed amended regulation is posted on BOG's Website at www.flbog.org. The full text of the existing regulation is posted on BOG's Website at www.flbog.org/BOG_regs. In addition, the full text of the regulation is available upon request to the Office of the Chancellor, which can be contacted at (850) 245-0466.

AUTHORITY TO ADOPT/ AMEND/ REPEAL REGULATION: Section 7(d), Art. IX, Fla. Const.; BOG Regulation Development Procedure dated March 23, 2006.

**BOARD OF GOVERNORS' OFFICIAL INITIATING ADOPTION/ AMENDMENT/
REPEAL OF REGULATIONS:**

Chris Kinsley, Director, Finance and Facilities

**COMMENTS REGARDING ADOPTION/ AMENDMENT/ REPEAL OF REGULATIONS
SHOULD BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO
THE CONTACT PERSON IDENTIFIED BELOW.** The comments must identify the regulation(s) on which you are commenting.

**THE PERSON TO BE CONTACTED REGARDING ADOPTION/ AMENDMENT/
REPEAL OF REGULATION IS:** Vikki R. Shirley, General Counsel, Board of Governors,
State University System 325 W. Gaines Street, Tallahassee, Florida 32399, (850) 245-
0466 (phone), (850) 245-9685 (fax), generalcounsel@flbog.org.

Repealed

6C-18.060 Contracts.

~~(1) Contracts for commodities or contractual services shall consist of a purchase order or bilateral agreement signed by the chief administrative officer of the Institution or designee prior to goods or services being rendered by the contractor.~~

~~(2) Any contract for the purchase of services or tangible personal property for a period in excess of one fiscal year shall include the following statement: "The State of Florida's performance and obligation to pay under this contract is contingent upon an annual appropriation by the Legislature."~~

~~(3) Extension of a contract shall be for a period not to exceed 12 months, shall be in writing, shall be signed by both parties, and shall be subject to the same terms and conditions set forth in the initial contract. There shall be only one extension of a contract.~~

~~(4) A contract may be renewed on a yearly basis for a period of up to 2 years after the initial contract term or for a period of no longer than the term of the original contract, whichever period is longer. If the commodity or contractual service is purchased as a result of a competitive solicitation, the cost of any contemplated renewal must be included in the competitive solicitation. All contract renewals are subject to sufficient annual appropriations.~~

~~(5) When any commodity contract requires deferred payments and the payment of interest, such contract may be submitted to the State of Florida Comptroller for the purpose of preaudit review and approval prior to acceptance by the Institution. The Chancellor and each university president shall have the authority to enter into deferred payment agreements utilizing the State of Florida Comptroller's Consolidated Equipment Financing Program. No agreement shall establish a debt of the state or shall be a pledge of the faith and credit of the state; nor shall any agreement be a liability or obligation of the state except from appropriated funds.~~

~~(6) In order to promote cost-effective procurement of commodities and contractual services, an Institution may enter into contracts that limit the liability of a vendor consistent with Section 672.719, F.S.~~

Specific Authority 240.209(1), (3)(r) FS. Law Implemented 240.205(6), 240.227(12), 672.719 FS. History New 1 13 99.