

**New York State Office of the State Comptroller  
Procurement Stewardship Act Report  
Bureau of Contracts**

**Fiscal Year 2012 - 2013**

**SUMMARY OVERVIEW**

The Procurement Stewardship Act of 1995 (PSA) requires the Office of the State Comptroller (OSC) to report annually on active procurement contracts valued above \$15,000. The PSA requires reporting on major areas that include active contracts, contracts awarded during the fiscal year, contracts non-approved, protests resolved by OSC, and consultant contract annual employment reports.

OSC has developed ten individual reports to meet the requirements of the PSA. This Summary Overview provides highlights of the PSA Report. It is important to note that each of the individual reports comprising the Procurement Stewardship Act Report were redesigned for the 2012-2013 fiscal year to reflect the new data structures of the Statewide Financial System that was implemented in April 2012, including a new Chart of Accounts and the replacement of the former agency code with a combination of business unit and department. The reports also provide a broader representation of New York State contracting activities, where possible, such as the inclusion of contracts not subject to the PSA in certain reports.

**Active Contracts**

- Reports
  - Active Agency Contracts
  - Active Centralized Contracts
  - Agency Purchases from Centralized Contracts
  
- Findings
  - In fiscal year 2012-2013, there were 39,511 active agency and centralized contracts representing fiscal year expenditures of \$13.1 billion.
  - OSC approved 83 percent of all active contracts (32,777 of 39,511) based on statutory thresholds.

<b>TABLE 1 Summary of Active Contracts</b>				
	<i>Number of Contracts</i>	<i>Value of Contracts (\$ Billions)</i>	<i>Expenditures in FY 2012-13 (\$ Billions)</i>	<i>Life-to-Date Expenditures (\$ Billions)</i>
<b>AGENCY CONTRACTS</b>	37,590	\$ 212.3	\$ 11.7	\$ 56.7
<b>CENTRALIZED CONTRACTS</b>	1,921	\$18.2	\$ 1.4	\$ 5.6
<b>TOTAL ACTIVE CONTRACTS</b>	39,511	\$230.5	\$ 13.1	\$ 62.3

### **Contracts Non-Approved by OSC**

- Reports
  - Contract Non-Approvals by Agency, Method of Award and Reason
- Findings
  - During the reporting year, OSC non-approved 1,926 transactions (new contracts and contract amendments). The agencies with the highest numbers of non-approved transactions were the Department of Health (329), the Office of General Services (175), and the Office of Mental Health (147).

### **Protest Resolutions**

- Reports
  - Protests Resolved
- Findings
  - Twenty-four bid protests were resolved by OSC in the reporting year.

<b>TABLE 2 Disposition of Bid Protests Resolved</b>	
<b>Disposition</b>	<b>Number of Protests</b>
Denied	17
Upheld	2
Moot	4
Withdrawn	1
<b>Total</b>	<b>24</b>

### **Annual Contract Activity (Newly Awarded Contracts)**

- Reports
  - Contract Activity by Agency and Contract Category
  - Comparison of Agency and Centralized Contract Activity
  - Contract Activity by Method of Award
  - Contracts Awarded by Method of Award and Number of Bids
- Findings
  - 9,388 new contracts were awarded in the reporting year, with the State University of New York, the Department of Transportation and the Office of General Services responsible for the largest number of contract awards.

- Annual spending on newly awarded contracts totaled \$2.0 billion in the reporting year, with the Department of Transportation, the State University at New York and the Department of Health responsible for the greatest value of spending.
- Note that contracts transferred from one agency to another during a fiscal year are recorded as “new” contracts for the receiving agency. During FY 2012-13, active contracts for the former Division of the Lottery were transferred to the newly created State Gaming Commission and appear as new contracts for the Gaming Commission, although they were awarded in a prior fiscal year by the Division of the Lottery.

### **Consultant Contracts**

- Reports
  - Planned Employment Reports for Consultant Contracts
- Findings
  - All reports are listed individually.