

**AMENDMENT TO THE PROCUREMENT REGULATIONS
OF THE PUERTO RICO STATE INSURANCE FUND CORPORATION
REGULATION 9434 OF MARCH 1, 2023**

AMENDMENT TO SECTION X, ARTICLE A, PARAGRAPH A

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AMENDMENT TO SECTION X, ARTICLE A

SECTION I — LEGAL BASIS

The Administrator of the Puerto Rico State Insurance Fund Corporation ("CFSE," by its Spanish acronym) adopted and enacted these Regulations, with prior approval of the Board of Directors, by virtue of the authority granted by section 1-b of Act No. 45 of April 18, 1935, as amended, known as the Compensation System for Work-Related Accidents Act, 11 LPRA articles 1b-3 and 1b-4, and pursuant to the provisions of subtitle II of Act No. 38 of July 1, 2017, as amended, known as the Uniform Administrative Procedure Act of the Government of Puerto Rico, 3 LPRA sec. 9601, et seq.

Circular Letter No. 2023-02 of the Puerto Rico General Services Administration ("ASG," by its Spanish acronym) is hereby adopted pursuant to the powers delegated in Act No. 73 of July 23, 2019, as amended, known as the Puerto Rico General Services Administration Act.

According to section 10, paragraph (d) of the aforementioned Act, the ASG has the power to "establish the process by which goods, works and non-professional services are to be performed, compared, integrated, or distributed; award related contracts and choose the type of contract to be awarded." This gives greater autonomy to the Auction Board for its members to fully perform their duties, consistent with the requirements of the Financial Oversight and Management Board for Puerto Rico.

SECTION II — REFERENCES

ASG Circular Letter No. 2023-02 ("Open-Market Mode")

SECTION III — PURPOSE

The purpose of these amendments to the Procurement Regulations is to establish the process by which the provisions set forth in Act No. 110-2022, which amends Act No. 73-2019, supra, may be put into effect to allow the use of the open market mechanism in informal auctions.

SECTION IV — TEXT OF THE AMENDMENT

Section X ("Procurement", p. 16), article A ("Informal Procurement and Auction"), is hereby amended to add paragraph (t), which shall read as follows:

The Chief Procurement Officer may authorize the open-market mechanism only in the case of specific and defined goods, works, or services, which, by their nature, do not require additional specifications. Once this mechanism is authorized, the buyer in charge shall proceed to request an open quotation, notifying the individuals and legal entities that are registered in the Sole Registry of Bidders for the Government of Puerto Rico ("RUL," by its Spanish acronym), under the corresponding line item for goods, works, and services. This notice shall include all specific requirements for the good, work, or service and for the bid submission date, which shall not exceed five (5) days from the date of publication of the notice, except in extraordinary circumstances as authorized by the Chief Procurement Officer.

SECTION V — EFFECTIVE DATE

These amendments were approved by the Governing Board by way of Resolution **A-40-2023** of **March 23, 2023** and will enter into force upon filing with the Department of State.

SECTION V — EFFECTIVE DATE

These amendments were approved by the Governing Board by way of Resolution **A-39-2023 of May 23, 2023** and will enter into force upon filing with the Department of State.

Approved by:

A handwritten signature in blue ink, appearing to be 'JR', written over the printed name of Jesús M. Rodríguez Rosa.

Jesús M. Rodríguez Rosa, MIS
Administrator