

2016 Regular Session

HOUSE BILL NO. 432

BY REPRESENTATIVE FOIL

PURCHASING/PUB BID LAW: Authorizes inclusion of installation with purchases made through a school district purchasing cooperatives

1 AN ACT

2 To amend and reenact R.S. 38:2212.1(N), relative to the Public Bid Law, to include
3 installation of equipment in the items that may be purchased through a school district
4 purchasing cooperative; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 38:2212.1(N) is hereby amended and reenacted to read as follows:

7 §2212.1. Advertisement and letting to lowest responsible bidder; materials and
8 supplies; exemptions

9 * * *

10 N.(1) Notwithstanding any provision of this Part to the contrary, any public
11 school district or public school may participate in a school district purchasing
12 cooperative for the purchase of materials, equipment, and supplies; including any
13 installation thereof.

14 (2) Public schools and public school districts which are members of a school
15 district purchasing cooperative may purchase materials, equipment, and supplies,
16 including any installation thereof, in accordance with contracts submitted to the
17 school district purchasing cooperative by a vendor.

18 (3) As used in this Subsection, "school district purchasing cooperative"
19 means an organization, whether for profit or not for profit, of which two or more
20 public school districts are members and which solicits proposals or bids from

1 vendors of services, materials, equipment, or supplies of the type and nature as may
2 be purchased by a public school district or public school.

3 (4) A school district purchasing cooperative shall use the following request
4 for proposals process in the solicitation of vendors for materials, equipment, and
5 supplies: including any installation thereof:

6 (a) Public notice shall be given by the placement of an advertisement in the
7 official journal of the state at least once. Advertisements may also be placed in other
8 newspapers, trade journals, and websites at the discretion of the cooperative.

9 (b) The notice shall include the nature of the materials, equipment, or
10 supplies, including any installation thereof, sought and may include information on
11 the estimated quantity sought and the time frame for purchase by the members of the
12 cooperative.

13 (c) The advertisement shall appear at least fifteen days before the last day
14 that proposals may be submitted.

15 (d) The notice shall be provided at least fifteen days before the last day for
16 proposals to be accepted to persons, firms, or companies that have requested to be
17 notified of requests for proposals.

18 (e) The notice shall include information with regard to the deadline for
19 submission of proposals and contact information for questions concerning the
20 solicitation.

21 (f) The responsible and responsive proposal that provides the lowest price
22 shall be selected.

23 (g) The selected vendor shall agree to make the subject materials, equipment,
24 or supplies, including any installation thereof, available for the price set forth in the
25 proposal to any member of the school district purchasing cooperative.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 432 Reengrossed

2016 Regular Session

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Abstract: Relative to purchases by a public school district or public school through a school district purchasing cooperative, authorizes inclusion of installation of any materials, equipment, or supplies purchased.

Present law, the Public Bid Law, requires purchase of materials and supplies out of public funds in excess of \$30,000 to be let by contract to the lowest responsible bidder. Requires purchases between \$10,000 and \$30,000 to obtain at least three quotes.

Present law provides an exception for school districts or public schools, which may participate in a school district purchasing cooperative for certain purchases. The school district purchasing cooperative shall use a request for proposals process. Requires that the proposal that provides the lowest price be selected.

Present law applies to purchases of materials, equipment, and supplies. Proposed law makes present law applicable to installation of purchased materials, equipment, and supplies.

(Amends R.S. 38:2212.1(N))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Specify that the installation being added by proposed law applies to any purchased materials, equipment, or supplies.