

By: Brown of Brazos

H.B. No. 119

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the exemption from competitive bidding for certain
3 purchases.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 2155.132(e), Government Code, is amended
6 to read as follows:

7 (e) Competitive bidding, whether formal or informal, is not
8 required for a purchase by a state agency if the purchase:

9 (1) does not exceed \$2,000; and

10 (2) is not made under a written contract [~~or a~~
11 ~~greater amount prescribed by commission rule~~].

12 SECTION 2. Section 2157.0611, Government Code, is amended
13 to read as follows:

14 Sec. 2157.0611. REQUIREMENT TO EVALUATE THREE OFFERS WHEN
15 POSSIBLE. A catalog purchase or lease that exceeds \$2,000 or that
16 is made under a written contract [~~a greater amount prescribed by~~
17 ~~commission rule~~] shall, when possible, be based on an evaluation of
18 at least three catalog offers made to the commission or other state
19 agency by catalog information systems vendors. If at least three
20 catalog offers are not evaluated by the commission or other state
21 agency before a purchase or lease is made that exceeds the threshold
22 amount or is made under a written contract, the commission or other
23 agency shall document the reasons for that fact before making the
24 purchase or lease under Section 2157.063.

1 SECTION 3. The changes in law made by this Act to Sections
2 2155.132(e) and 2157.0611, Government Code, apply only to a
3 purchase under a contract entered into on or after the effective
4 date of this Act. A purchase under a contract entered into before
5 the effective date of this Act is governed by the law in effect on
6 the date the contract was entered into, and the former law is
7 continued in effect for that purpose.

8 SECTION 4. This Act takes effect September 1, 2007.