

**House Bill 119**  
Senate Amendments  
Section-by-Section Analysis

HOUSE VERSION

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

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

(1) **does not exceed \$5,000; and**

(2) **is not made under a written contract** [~~\$2,000, or a greater amount prescribed by commission rule~~].

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

Sec. 2157.0611. REQUIREMENT TO EVALUATE THREE OFFERS WHEN POSSIBLE. A catalog purchase or lease that exceeds \$5,000 [~~\$2,000~~] or that is made under a written contract [~~a greater amount prescribed by commission rule~~] shall, when possible, be based on an evaluation of at least three catalog offers made to the commission or other state agency by catalog information systems vendors. If at least three catalog offers are not evaluated by the commission or other state agency before a purchase or lease is made that exceeds the threshold amount or is made under a written contract, the commission or other agency shall document the reasons for that fact before making the purchase or lease

SENATE VERSION

SECTION 1. Section 2155.132, Government Code, is amended by amending Subsection (e) and adding Subsection (i) to read as follows:

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

(1) **exceeds \$5,000; or**

(2) **is made under a written contract** [~~does not exceed \$2,000, or a greater amount prescribed by commission rule~~].

**(i) For purposes of this section, "written contract" means a contract awarded by a state agency on the basis of a competitive bidding process.**

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

Sec. 2157.0611. REQUIREMENT TO EVALUATE THREE OFFERS WHEN POSSIBLE. **(a)** A catalog purchase or lease that exceeds \$5,000 [~~\$2,000~~] or that is made under a written contract [~~a greater amount prescribed by commission rule~~] shall, when possible, be based on an evaluation of at least three catalog offers made to the commission or other state agency by catalog information systems vendors. If at least three catalog offers are not evaluated by the commission or other state agency before a purchase or lease is made that exceeds the threshold amount or is made under a written contract, the commission or other agency shall document the reasons for that fact before making the purchase or lease

CONFERENCE

**House Bill 119**  
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HOUSE VERSION

under Section 2157.063.

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

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

SENATE VERSION

under Section 2157.063.

(b) For purposes of this section, "written contract" means a contract awarded by a state agency on the basis of a competitive bidding process.

Same as House version.

Same as House version.

CONFERENCE