

Amend CSSB 799 (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 2155.074, Government Code, is amended by amending Subsection (b) and adding Subsection (b-1) to read as follows:

(b) In determining the best value for the state, the purchase price and whether the goods or services meet specifications are principal considerations that must be balanced with other relevant factors [~~the most important considerations~~].

(b-1) The [~~However, the~~] comptroller or other state agency may, subject to Subsection (c) and Section 2155.075, consider the following [~~other~~] relevant factors under Subsection (b), including:

- (1) installation costs;
- (2) life cycle costs;
- (3) the quality and reliability of the goods and services;
- (4) the delivery terms;
- (5) indicators of probable vendor performance under the contract such as past vendor performance, the vendor's financial resources and ability to perform, the vendor's experience or demonstrated capability and responsibility, and the vendor's ability to provide reliable maintenance agreements and support;
- (6) the cost of any employee training associated with a purchase;
- (7) the effect of a purchase on agency productivity;
- (8) the vendor's anticipated economic impact to the state or a subdivision of the state, including potential tax revenue and employment; [~~and~~]
- (9) the impact of a purchase on the agency's administrative resources; and
- (10) other factors relevant to determining the best value for the state in the context of a particular purchase.

SECTION _____. Section 2155.075(a), Government Code, is amended to read as follows:

(a) For a purchase made through competitive bidding, the

comptroller or other state agency making the purchase must specify in the request for bids:

(1) the factors other than price that the comptroller or agency will consider in determining which bid offers the best value for the state; and

(2) the proposal criteria the comptroller or agency will use when considering the factors described by Subdivision (1).