

2020 Regular Session

HOUSE BILL NO. 409

BY REPRESENTATIVE LACOMBE

SCHOOLS/BOARDS: Provides with respect to purchasing by school boards

1 AN ACT

2 To amend and reenact R.S. 38:2212.1(N)(4), relative to group purchasing of school  
3 materials, equipment, and supplies; to provide relative to authorized purchases  
4 through group purchasing organizations; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 38:2212.1(N)(4) 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.

11 \* \* \*

12 (4) A school board may purchase materials, equipment, or supplies directly  
13 from or through a qualified group purchasing organization if either the price is less  
14 than that for the same or substantially similar materials, equipment, or supplies on  
15 the state contract or bid list or if the same or substantially similar materials,  
16 equipment, or supplies are not under state contract or on the state bid list. Nothing  
17 in this Paragraph shall be construed to authorize a school board to purchase  
18 materials, equipment, or supplies from or through an entity or vendor other than a

1 qualified group purchasing organization as defined in this Subsection without using a  
2 procurement process otherwise provided by state law.

3 \* \* \*

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 409 Engrossed

2020 Regular Session

LaCombe

**Abstract:** Provides relative to agreements between public school districts and public schools and group purchasing organizations.

Present law authorizes any public school district or public school to enter into an agreement with a group purchasing organization for the purchase of materials, equipment, and supplies, including any installation thereof. Requires that any such agreement provide that the organization submit a price list and that the prices quoted remain in effect for a stated period of time, not less than three months. Also provides that any such price list shall be considered a valid and binding bid by the organization.

Present law authorizes a school board to purchase materials, equipment, or supplies directly through a group purchasing organization if the price is less than that for the same or substantially similar materials, equipment, or supplies on the state contract or bid list. Proposed law authorizes a school board to make such purchases if the same or substantially similar materials, equipment, or supplies are not under state contract or on the state bid list. Otherwise retains present law.

(Amends R.S. 38:2212.1(N)(4))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Education to the original bill:

1. Add provision regarding construal of present law and proposed law, which provide for when purchases may be made through a group purchasing organization.