
The original instrument was prepared by Jay Lueckel. The following digest, which does not constitute a part of the legislative instrument, was prepared by Ann S. Brown.

DIGEST

Donahue (SB)

Present law provides for the purchase, lease, and rental of all data processing equipment, related services, and software. Also provides that the state central purchasing agency shall, subject to certain provisions, have sole authority and responsibility for defining the specific data processing equipment, related services, and software to which such provisions apply.

Proposed law provides that notwithstanding any other provision of proposed law or any other law to the contrary, any public postsecondary education institution seeking to utilize its own group purchasing and cooperative purchasing procurement provisions shall submit a request for and obtain the approval of its management board and the Board of Regents. The requesting public postsecondary education institution shall adopt rules and regulations in accordance with the Administrative Procedure Act.

Proposed law provides that notwithstanding the provisions of present law, the rules and regulations promulgated pursuant to this Subsection shall be submitted to the Senate Committee on Finance and the House Committee on Appropriations for review. Also provides that such rules shall include provisions for adequate public notice in the procurement process.

Proposed law authorizes an institution to participate in its own group purchasing and cooperative purchasing procurement provisions for an initial term of three years. After the initial term, the institution may be authorized to participate in its own procurement provisions for an additional term of five years upon approval of the Joint Legislative Committee on the Budget.

Proposed law requires a report of all group purchasing or cooperative purchasing contracts by each institution authorized to be provided to the Joint Legislative Committee on the Budget no later than 90 days after the end of each fiscal year. Such report shall, at a minimum, include a measurement of the savings derived from the utilization of the group purchasing or cooperative purchasing process.

Present law provides for the application of the Louisiana Procurement Code that provides for the acquisition of supplies, services, leases or major repairs. Present law also provides for group purchasing and cooperative purchasing by certain entities and with certain limitations.

Proposed law retains present law but further provides that the Louisiana Procurement Code provisions relative to group purchasing and cooperative purchasing shall not apply to any public postsecondary education institution if:

- (1) The public postsecondary education institution has requested its own group purchasing

and cooperative purchasing procurement provisions and has been approved by its management board and the Board of Regents.

- (2) The requesting public postsecondary education institution has adopted its own group purchasing and cooperative purchasing procurement provisions pursuant to rules and regulations adopted in accordance with the Administrative Procedure Act.

Proposed law provides that notwithstanding the provisions of present law, the rules and regulations promulgated pursuant to this Subsection shall be submitted to the Senate Committee on Finance and the House Committee on Appropriations for review. Also provides that such rules shall include provisions for adequate public notice in the procurement process.

Proposed law authorizes an institution to participate in its own group purchasing and cooperative purchasing procurement provisions for an initial term of three years. After the initial term, the institution may be authorized to participate in its own procurement provisions for an additional term of five years upon approval of the Joint Legislative Committee on the Budget.

Proposed law requires a report of all group purchasing or cooperative purchasing contracts by each institution authorized to be provided to the Joint Legislative Committee on the Budget no later than 90 days after the end of each fiscal year. Such report shall, at a minimum, include a measurement of the savings derived from the utilization of the group purchasing or cooperative purchasing process.

Effective July 1, 2014.

(Adds R.S. 39:196(C) and 1554(J))

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Adds language regarding specific procedures for any rules and regulations promulgated pursuant to proposed law relative to group purchasing and cooperative purchasing.
2. Provides length of time for group purchasing and cooperative purchasing.
3. Requires a report be submitted to the Joint Legislative Committee on the Budget.