DIGEST

Mills (SB 409)

Present law provides for methods of data processing procurement.

Present law provides that any state agency may procure data processing software, software maintenance, and support services without competitive bidding, provided such procurement has written advance approval from the state central purchasing agency and is not for a price greater than the vendor's published price. Also provides for the use of a procurement support team in the promulgation of rules relative to such procurement.

Proposed law retains present law and further provides that any agency seeking to procure a new contract, a contract extension, or any other contract modification for software, software maintenance, and support services must show that the price received or negotiated is the lowest available price by exhibiting prices that may appear in a catalog, price list, schedule, Internet, or other form.

Proposed law further provides that such prices must be from a source that is regularly maintained by a vendor or other contractor, is either published or otherwise available for inspection by customers, is available through inquiries with other state or local governments using similar products and services, and is available through statements of prices on the Internet and are currently or were last made to a significant number of buyers constituting the general buying public for the software or services involved.

Effective July 1, 2014.

(Amends R.S. 39:199(D))