

ACT No. 306

2018 Regular Session

HOUSE BILL NO. 272

BY REPRESENTATIVE HALL

1 AN ACT

2 To amend and reenact R.S. 38:2212.1(N), relative to group purchasing of school materials,
3 equipment, and supplies; to authorize public school districts and public schools to
4 use a group purchasing organization for the purchase of materials and supplies in
5 certain circumstances; to provide relative to agreements between public school
6 districts and public schools and group purchasing organizations; to provide relative
7 to the process by which such agreements become public record; and to provide for
8 related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 38:2212.1(N) is hereby amended and reenacted to read as follows:

11 §2212.1. Advertisement and letting to lowest responsible bidder; materials and
12 supplies; exemptions

13 * * *

14 N.(1) Notwithstanding any provision of this Part to the contrary, any public
15 school district or public school may enter into an agreement with one or more
16 qualified group purchasing organizations for the purchase of materials, equipment,
17 and supplies, including any installation thereof. Any such agreement shall require
18 that the qualified group purchasing organization submit a price list for ~~those~~
19 materials, equipment, and supplies offered by it and that the prices quoted on the list
20 remain in effect for a stated period of time of not less than three months. Any such
21 price list shall be considered, for all purposes, to be a valid and binding bid by the

1 qualified group purchasing organization during the effective period of the agreement,
2 and no additional bid by the qualified group purchasing organization is necessary.

3 (2) Price lists submitted by a qualified group purchasing organization are not
4 public record and shall not be available for public inspection. The agreement setting
5 forth the existence of the price list and the effective date thereof is, however, a public
6 record, and that portion of the price list setting forth the price of the materials,
7 equipment, or supplies being purchased shall become a public record at the time of
8 opening of bids ~~for those~~ or upon the execution of a contract for the purchase of
9 materials, equipment, or supplies.

10 (3) As used in this Subsection, "qualified group purchasing organization"
11 means an organization, whether for profit or not for profit, of which two or more
12 public school districts are members and which solicits proposals or bids from
13 vendors of ~~services~~, materials, equipment, or supplies of the type and nature as may
14 be purchased by a public school district or public school.

15 (4) A school board may purchase materials, equipment, or supplies directly
16 from or through a qualified group purchasing organization if the price ~~for such~~
17 ~~equipment~~ is less than that for the same or substantially similar materials, equipment,
18 or supplies on the state contract or bid list.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____