

HOUSE BILL No. 6365

August 13, 2008, Introduced by Rep. Gonzales and referred to the Committee on Agriculture.

A bill to amend 1976 PA 451, entitled
 "The revised school code,"
 by amending section 1274 (MCL 380.1274), as amended by 2004 PA 588.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1274. (1) The board of a school district or board of
 2 directors of a public school academy shall adopt written policies
 3 governing the procurement of supplies, materials, and equipment.

4 (2) Except as otherwise provided in subsection (3) **OR (4)**, a
 5 school district or public school academy shall not purchase an item
 6 or a group of items in a single transaction costing ~~\$17,932.00~~
 7 **\$19,650.00** or more unless competitive bids are obtained for those
 8 items and the purchase of those items is approved by the school
 9 board or board of directors. The maximum amount specified in this
 10 subsection shall be adjusted each year by multiplying the amount
 11 for the immediately preceding year by the percentage by which the

1 average consumer price index for all items for the 12 months ending
2 August 31 of the year in which the adjustment is made differs from
3 that index's average for the 12 months ending on August 31 of the
4 immediately preceding year and adding that product to the maximum
5 amount that applied in the immediately preceding year, rounding to
6 the nearest whole dollar.

7 (3) A school district or public school academy is not required
8 to obtain competitive bids for items purchased through the
9 cooperative bulk purchasing program operated by the department of
10 management and budget under section 263(3) of the management and
11 budget act, 1984 PA 431, MCL 18.1263.

12 **(4) A SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY IS NOT REQUIRED**
13 **TO OBTAIN COMPETITIVE BIDS FOR PURCHASING FOOD UNLESS THE FOOD IS**
14 **PURCHASED IN A SINGLE TRANSACTION COSTING \$100,000.00 OR MORE.**

15 (5) ~~(4)~~—The board of a school district or local act school
16 district or board of directors of a public school academy may
17 acquire by purchase, lease, or rental, with or without option to
18 purchase, equipment necessary for the operation of the school
19 program, including, but not limited to, heating, water heating, and
20 cooking equipment for school buildings, and may pay for the
21 equipment from operating funds of the district or public school
22 academy. Heating and cooking equipment may be purchased on a title
23 retaining contract or other form of agreement creating a security
24 interest and pledging in payment money in the general fund or funds
25 received from state school aid. The contracts may extend for not
26 more than 10 years.