



January 30, 2007

## SENATE BILL No. 38

DIGEST OF SB 38 (Updated January 17, 2007 4:09 pm - DI ta)

**Citations Affected:** IC 5-22.

**Synopsis:** Purchases from persons with disabilities. Provides that before the purchasing agent of a governmental body that is not a political subdivision issues a solicitation for supplies or services, the purchasing agent shall: (1) obtain a written determination from the director of the division of disability and rehabilitative services that there are not any nonprofit agencies for persons with severe disabilities that can provide the supplies or services; or (2) certify that the supplies or services cannot be obtained from a nonprofit agency that meets the specifications at a fair market price.

**Effective:** July 1, 2007.

**Meeks**

January 8, 2007, read first time and referred to Committee on Rules and Legislative Procedure.

January 29, 2007, amended; reassigned to Committee on Commerce, Public Policy and Interstate Cooperation.

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January 30, 2007

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

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## SENATE BILL No. 38



A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 5-22-13-3 IS AMENDED TO READ AS
- 2 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3. (a) This section
- 3 applies to a governmental body not covered by section 2 of this chapter.
- 4 (b) A governmental body shall purchase supplies and services
- 5 without advertising or calling for bids from a qualified agency under
- 6 the same conditions as supplies produced by the department of
- 7 correction are purchased under IC 5-22-11.
- 8 **(c) Before a purchasing agent issues a solicitation for supplies or**
- 9 **services, the purchasing agent shall do either of the following:**
- 10 **(1) Obtain a written determination from the director of the**
- 11 **division of disability and rehabilitative services that no**
- 12 **qualified agency can provide the supplies or services.**
- 13 **(2) Certify that the supplies or services offered by a qualified**
- 14 **agency cannot be obtained as required in section 5 of this**
- 15 **chapter.**

SB 38—LS 6042/DI 13+



COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 38, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Commerce, Public Policy and Interstate Cooperation.

(Reference is to SB 38 as introduced.)

LONG, Chairperson

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