

ONE HUNDRED EIGHTH LEGISLATURE - FIRST SESSION - 2023
COMMITTEE STATEMENT
LB461

Hearing Date: Friday February 10, 2023
Committee On: Government, Military and Veterans Affairs
Introducer: Arch
One Liner: Change, transfer, and eliminate provisions relating to the materiel division of the Department of Administrative Services and procurement of services and personal property

Roll Call Vote - Final Committee Action:

Advanced to General File with amendment(s)

Vote Results:

Aye:	7	Senators Aguilar, Brewer, Conrad, Halloran, Lowe, Raybould, Sanders
Nay:		
Absent:		
Present Not Voting:	1	Senator Hunt

Testimony:

Proponents:

Senator John Arch
Jason Jackson
Nick Batter

Representing:

Introducer
Department of Administrative Services (DAS)
AGC Nebraska

Opponents:

Representing:

Neutral:

Representing:

* ADA Accommodation Written Testimony

Summary of purpose and/or changes:

Summary:

This bill proposes numerous changes to the statutes governing state procurement procedures. It also reorganizes and recodifies a number of existing provisions of law.

Section 3 includes new definitions for "contract for personal property," "grant agreement," and "personal property."

Section 7 would require that all personal property contracts be administered by the Department of Administrative Services. It also requires that the requesting agency providing a detailed requisition for the services or personal property to be contracted.

Section 8 revises factors to be considered when evaluating bids.



Section 9 provides details for the form of bid solicitations.

Section 10 provides guidance and factors for evaluation of "realistic price" and "reasonable price."

Section 12 would prohibit a number of contract provisions in procurement contracts.

Section 13 amends a statute governing which contracts are subject to DAS administration.

Section 17 modifies when bids may be sought in relation to a proof of need analysis and requires new retrospective analysis on contract cost.

Section 39 simplifies resident bidder preference provisions.

Explanation of amendments:

AM 389 would change the bill to outright repeal a section containing a resident bidder preference and another section containing a "golden rule" exception to that preference. The amendment also adds references to "Nebraska state colleges" in several sections of the bill that referred only to the University in the introduced copy.

Tom Brewer, Chairperson

