

STATE BOARD OF EDUCATION
Consent Item
March 22, 2017

SUBJECT: Approval of Amendment to Rule 6A-3.006, Pool Purchase Plan for Purchase of Equipment and Contractual Needs; Department of Management Services, Division of Purchasing Authorized to Negotiate Contracts

PROPOSED BOARD ACTION

For Approval

AUTHORITY FOR STATE BOARD ACTION

Sections 1001.02(1), 1002.42(15)(f), 1006.27, Florida Statutes

EXECUTIVE SUMMARY

This amendment makes a good-faith deposit from a bidder mandatory, removing the option for the Deputy Commissioner for Finance and Operations to waive the deposit requirement.

Supporting Documentation Included: Proposed Rule 6A-3.006, F.A.C.

Facilitator: Linda Champion, Deputy Commissioner, Finance and Operations

6A-3.006 Pool Purchase Plan for Purchase of Equipment and Contractual Needs; Department of Management Services, Division of Purchasing Authorized to Negotiate Contracts.

(1) No change.

(2) ~~If requested by the Deputy Commissioner for Finance and Operations,~~ Each dealer submitting bids under a pool plan shall enclose a certified check, bank money order, cashier's check, or performance bond as a good faith deposit in an amount in keeping with the minimum order, drawn in favor of the State of Florida and the purchasing school districts. The good faith deposit of the successful bidder shall be held until the terms of the purchase contract have been met. The good faith deposit shall be forfeited in full or in part if the contract is not fulfilled, provided that the State Board shall have the right to grant an extension of time if the reason for not meeting the terms of the contract is beyond the control of the successful bidder and to alter the terms of the contract before the deposit is forfeited and deposited as required by law.

(3) through (6) No change.

Rulemaking Authority 1001.02(1), 1002.42(15)(f), 1006.27 FS. Law Implemented 1002.42, 1006.27, 1010.04(1) FS. History--New 3-26-66, Repromulgated 12-5-74, Amended 7-10-85, Formerly 6A-3.06, Amended 8-19-86, 11-15-94, 4-18-96, 11-26-06.