



**State of Tennessee**  
**PUBLIC CHAPTER NO. 625**

**HOUSE BILL NO. 2356**

**By Representatives McCormick, Curtis Johnson, Hardaway, Parkinson, Curtiss, Shaw**

**Substituted for: Senate Bill No. 2218**

**By Senators Norris, Ketron**

AN ACT to amend Tennessee Code Annotated, Title 12, Chapter 3 and Title 12, Chapter 4, relative to competitive sealed bidding, competitive negotiation, term contracts and contracts for services.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 12-3-203(a)(2), is amended effective April 1, 2012, by deleting the language "board of standards" and by substituting the language "chief procurement officer and notice of such procurements posted on the state procurement office's internet site".

SECTION 2. Tennessee Code Annotated, Section 12-3-203(g)(2), is amended effective April 1, 2012, by deleting the language "months." and by substituting instead the language "months, unless approved by the chief procurement officer as being in the best interest of the state and notice of such approvals for term contracts posted on the state procurement office's internet site.".

SECTION 3. Tennessee Code Annotated, Section 12-3-208, is amended effective April 1, 2012, by deleting the last sentence which reads: "Each use of competitive negotiation shall be in accordance with rules of the department approved by the board of standards." and by substituting the language "Each use of competitive negotiation shall be subject to approval by the chief procurement officer in accordance with rules, policies and procedures of the procurement commission. Notice of such approved competitive negotiations shall be posted on the state procurement office's internet site.".

SECTION 4. Tennessee Code Annotated, Section 12-3-210(a), is amended effective April 1, 2012, by deleting the language "twenty-five thousand dollars (\$25,000)" and by substituting the language "fifty thousand dollars (\$50,000) must be approved by the chief procurement officer" and by adding the following new language at the end of the subsection:

All procurements provided for in this section shall be posted on the state procurement office's internet site at a minimum providing the following information, as applicable, regarding each such procurement:

- (1) Procuring agency;
- (2) Purchase order number;
- (3) Vendor;
- (4) Total amount of purchase order;
- (5) Line item description;
- (6) Line item amount;
- (7) Purchase order total amount; and
- (8) Status of order.

**HB 2356**

SECTION 5. Tennessee Code Annotated, Section 12-4-110(a)(5), is amended effective April 1, 2012, by deleting all language after the word "exceeding" in the second sentence and substituting the language "fifty thousand dollars (\$50,000) must be approved by the chief procurement officer."

Tennessee Code Annotated, Section 12-4-110(a)(5), is further amended and by adding the following language at the end of the subdivision:

All contracts for services shall be posted on the state procurement office's internet site at a minimum providing the following information, as applicable, regarding each request for service:

- (1) Business unit or agency requesting;
- (2) Contract number;
- (3) Brief description of contract;
- (4) Type of contract;
- (5) Begin date of contract;
- (6) End date of contract;
- (7) Maximum liability; and
- (8) Status of contract.

SECTION 6. Tennessee Code Annotated, Section 12-3-210, is amended effective April 1, 2012, by adding the following language as a new subsection (c):

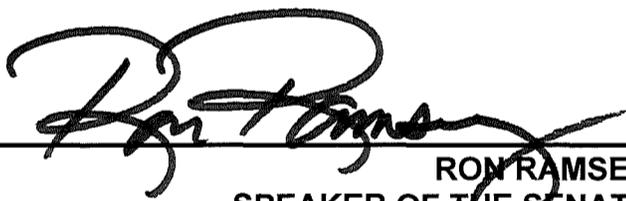
(c) Notwithstanding subsection (a), for any procurement of no more than fifty thousand dollars (\$50,000), made by state departments, institutions and agencies under this section, such departments, institutions and agencies shall actively solicit bids and proposals from minority-owned, woman-owned, Tennessee service-disabled veteran owned, and small businesses in accordance with § 12-3-804.

SECTION 7. This act shall take effect upon becoming a law, the public welfare requiring it.

HOUSE BILL NO. 2356

PASSED: MARCH 8, 2012

  
BETH HARWELL, SPEAKER  
HOUSE OF REPRESENTATIVES

  
RON RAMSEY  
SPEAKER OF THE SENATE

APPROVED this 23<sup>rd</sup> day of March 2012

  
BILL HASLAM, GOVERNOR