

Senate File 71 - Introduced

SENATE FILE 71
BY FEENSTRA

A BILL FOR

1 An Act concerning requirements for state purchasing from prison
2 industries.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 8A.302, subsection 1, Code 2015, is
2 amended to read as follows:

3 1. Providing a system of uniform standards and
4 specifications for purchasing. When the system is developed,
5 all items of general use shall be purchased by state agencies
6 through the department, ~~except items provided for under~~
7 ~~section 904.808 or~~ items used by the state board of regents
8 and institutions under the control of the state board of
9 regents. However, the department may authorize the department
10 of transportation, the department for the blind, and any other
11 agencies otherwise exempted by law from centralized purchasing,
12 to directly purchase items used by those agencies without going
13 through the department, if the department of administrative
14 services determines such purchasing is in the best interests
15 of the state. However, items of general use may be purchased
16 through the department by any governmental entity.

17 Sec. 2. Section 904.807, Code 2015, is amended to read as
18 follows:

19 **904.807 Price lists to ~~public officials~~ — Iowa state**
20 **industries.**

21 The state director shall cause to be prepared from time
22 to time classified and itemized price lists of the products
23 manufactured by Iowa state industries. Such lists shall be
24 made available to the public and furnished to all boards of
25 supervisors, boards of directors of school corporations,
26 city councils, and all other state, county, city and school
27 departments and officials empowered to purchase supplies and
28 equipment for public purposes.

29 Sec. 3. Section 904.808, subsection 1, Code 2015, is amended
30 by striking the subsection.

31 Sec. 4. REPEAL. Section 8A.313, Code 2015, is repealed.

32 EXPLANATION

33 The inclusion of this explanation does not constitute agreement with
34 the explanation's substance by the members of the general assembly.

35 This bill concerns the purchase of products manufactured by

1 Iowa state (prison) industries by state agencies.

2 Code section 8A.302, concerning state government purchasing,
3 is amended to eliminate the exception from the requirements for
4 state agency purchasing of items of general use through the
5 department of administrative services for items produced by
6 prison industries.

7 Code section 904.807, concerning the preparation of price
8 lists for items produced by prison industries, is amended to
9 provide that the price lists shall be made available to the
10 public.

11 Code section 904.808, subsection 1, establishing state
12 purchasing requirements relative to items produced by prison
13 industries, is stricken. Code section 8A.313, providing
14 an appeal process relative to disputes arising out of the
15 purchasing provisions of Code section 904.808, is also
16 repealed. Code section 904.808 provides that state agencies
17 are required to purchase items produced by prison industries
18 unless a purchase from another source is made under emergency
19 circumstances or if prison industries is unable to meet the
20 performance characteristics of the purchase request for the
21 product by the state agency.