

By the Committee on Governmental Oversight and Accountability;  
and Senator Montford

585-02128-15

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1 A bill to be entitled  
2 An act relating to electronic auction services;  
3 amending s. 1001.42, F.S.; revising the powers and  
4 duties of the district school board to authorize the  
5 adoption of rules regarding procurement practices;  
6 defining the term "electronic auction services";  
7 amending s. 1006.27, F.S.; authorizing a district  
8 school board's use of electronic auction services in  
9 conjunction with bid pooling for school buses and  
10 related purchases; providing an effective date.

11  
12 Be It Enacted by the Legislature of the State of Florida:

13  
14 Section 1. Paragraph (i) of subsection (12) of section  
15 1001.42, Florida Statutes, is amended to read:

16 1001.42 Powers and duties of district school board.—The  
17 district school board, acting as a board, shall exercise all  
18 powers and perform all duties listed below:

19 (12) FINANCE.—Take steps to assure students adequate  
20 educational facilities through the financial procedure  
21 authorized in chapters 1010 and 1011 and as prescribed below:

22 (i) *Contracts for materials, supplies, and services.*—  
23 Contract for materials, supplies, and services needed for the  
24 district school system. No contract for supplying these needs  
25 shall be made with any member of the district school board, with  
26 the district school superintendent, or with any business  
27 organization in which any district school board member or the  
28 district school superintendent has any financial interest  
29 whatsoever. The district school board may adopt rules to

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30 facilitate the efficient and effective procurement of materials,  
31 supplies, and services, including the use of online procurement  
32 and electronic auction services. For purposes of this paragraph,  
33 the term "electronic auction services" means a competitive  
34 procurement conducted on a centralized website using third-party  
35 software, jointly managed by an approved vendor and the district  
36 school board, for the purpose of obtaining competitive prices in  
37 an auction environment.

38 Section 2. Subsection (1) of section 1006.27, Florida  
39 Statutes, is amended to read:

40 1006.27 Pooling of school buses and related purchases by  
41 district school boards; transportation services contracts.—

42 (1) The department shall assist district school boards in  
43 securing school buses, contractual needs, equipment, and  
44 supplies at as reasonable prices as possible by providing a plan  
45 under which district school boards may voluntarily pool their  
46 bids for such purchases. The department shall prepare bid forms  
47 and specifications, obtain quotations of prices and make such  
48 information available to district school boards in order to  
49 facilitate this service and use electronic auction services, as  
50 defined in s. 1001.42(12) (i), or other efficient procurement  
51 tools. District schools may also use electronic auction services  
52 or other efficient procurement tools for such purchases.

53 District school boards from time to time, as prescribed by State  
54 Board of Education rule, shall furnish the department with  
55 information concerning the prices paid for such items and the  
56 department shall furnish to district school boards periodic  
57 information concerning the lowest prices at which school buses,  
58 equipment, and related supplies are available based upon

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59 comparable specifications.

60 Section 3. This act shall take effect July 1, 2015.