

MICHIGAN PROCUREMENT CODE

Fiscal Year End: September 30

1. **Prequalifications:** Under special circumstances, prequalification may be required to bid.
 - a. **MCL 18.1262** → The department may limit a solicitation to prequalified vendors to meet statutory or licensing requirements applying to the solicitation or when the time necessary to verify vendor qualifications would jeopardize timely award of contracts.
2. **Auto-drop:** None.
3. **Life Cycle Costing (LCC):** Not stated.
4. **Piggybacking:** Allowed.
 - a. **MCL 18.1261.7** → The department may enter into a cooperative purchasing agreement with 1 or more other states or public entities for the purchase of goods, including, but not limited to, recycled goods, and services necessary for state programs
5. **Recycle Preferences:** 10% recycled price preference if used to get state to 20% recycled purchasing
 - a. **MCL 18.1261a.1** → In addition to the requirements of section 261, the following percentages of all supplies, materials, and equipment shall be made from recycled materials, if there is a readily identifiable source or market as determined by the director, and the cost does not exceed 110% of supplies, materials, and equipment not containing recycled materials: for 1989, 10%; for 1990, 15%; and for 1991 and each year thereafter, 20%.
 - b. **MCL 18.1261a.4** → When the department fulfills its responsibilities under this act to purchase and contract for supplies, materials, equipment, and printing, it may consider the product longevity and the annual maintenance costs of the product as well as the unit price in determining whether the cost of the product with recycled materials exceeds the cost of a product not containing recycled materials by 110%
[http://www.legislature.mi.gov/\(S\(o2d5ht3ddhgykk45unxzd445\)\)/mileg.aspx?page=getObject&objectName=mcl-18-1261a](http://www.legislature.mi.gov/(S(o2d5ht3ddhgykk45unxzd445))/mileg.aspx?page=getObject&objectName=mcl-18-1261a)
6. **Minority/Small/Disadvantaged Business Enterprise preferences:** 10% Preference for disabled veterans
 - a. **MCL 18.1261.8** → In awarding a contract under this section, the department shall give a preference of up to 10% of the amount of the contract to a qualified disabled veteran. If the qualified disabled veteran otherwise meets the requirements of the contract solicitation and with the preference is the lowest bidder, the department shall enter into a procurement contract with the qualified disabled veteran under this act. If 2 or more qualified disabled veterans are the lowest bidders on a contract, all other things being equal, the qualified disabled veteran with the lowest bid shall be awarded the contract under this act.
7. **Contract Purchasing**

National IPA

The City of Tucson, AZ has awarded a national cooperative purchasing agreement available to agencies through National Intergovernmental Purchasing Alliance (National IPA). Visit the National IPA website for state specific information <http://www.nationalipa.org/statutes.html>

National Joint Powers Alliance (NJPA)

NJPA currently supports over 100 national contracts for products and services that are available to local governmental agencies and other not for profit entities. Additional information can be found by visiting NJPA's State Procurement Resources web site.

<http://www.njpacoop.org/national-cooperative-contract-solutions/legal-authority/>

***** Michigan Compiled Laws Search:**

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