

# WEST VIRGINIA PROCUREMENT CODE

**Fiscal Year End: June 30**

1. **Prequalifications:** Must be registered with the Purchasing Division.
  - a. **CSR 148-1-6.1.6** → The Director shall not award any contract to any vendor not properly registered with the Purchasing Division.
2. **Auto-drop:** Not mentioned.
3. **Life Cycle Costing (LCC):** Not mentioned.
  - a. **CSR 148-1-6.5.2** → Where appropriate, the Director shall develop standard specifications that govern statewide and other contracts used by multiple agencies. Standard specifications shall include information relating to the cost of maintenance and expected life of the commodities, services or printing when the Director determines there are applicable nationally accepted standards. Use of standard specifications is mandatory unless an exemption is granted by the Director.
4. **Piggybacking:** Allowed.
  - a. **CSR 148-1-7.9.1** → The Director may approve a request by a spending unit to make a purchase from contracts issued by other public agencies and entities. The director may require the use of a contract issued by another public organization or a spending unit to make a purchase from contracts issued by other public agencies and entities. The Director may participate in cooperative purchases with other public agencies and entities. In all cases, these contracts or cooperative arrangements shall be from valid properly awarded contracts and considered by the Director to be obtained by competitive bid. The Director shall require spending units to prove that their requests to use such contracts:
    - i. Do not conflict with existing State of West Virginia contracts unless the prices on the non-West Virginia contract is substantially lower than the state contract based on an equal comparison. No price comparison shall be based on differing specifications as determined by the Director.
    - ii. Will not cause a West Virginia vendor that offers like products and services to lose substantial business, unless the Director determines based on submitted documentation from the spending unit that the difference is so great that the Director believes the state's best interest is served by using the contracts issued by other public agencies...
5. **Recycle Preferences:** None.
6. **Minority/Small/Disadvantaged Business Enterprise preferences:** None.
7. **Cooperative 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/>

**\*\*\* West Virginia Code of State Rules (Title 148 Series 1—Purchasing):**

<http://www.state.wv.us/admin/purchase/rules.html>