

INDIANA PROCUREMENT CODE

Fiscal Year End: June 30

1. **Pre-qualifications:** None.
2. **Auto-drop:** None.
3. **Life Cycle Costing (LCC):** Evaluations based on LCC are acceptable if it is one of the evaluation criteria stated in the IFB.
 - a. **IC 5-22-7.3-3** → Evaluation criteria that will: (1) affect the bid price; and (2) be considered in the evaluation for an award; must be objectively measurable.
 - b. **IC 5-22-7.4** → Only criteria specified in the invitation for bids may be used in bid evaluation.
4. **Piggybacking:** Allowed.
 - a. **IC 5-22-10-15.a** → A purchasing agent may purchase supplies if the purchase is made from a person who has a contract with a federal agency and the person's contract with the federal agency requires the person to make the supplies available to the state or political subdivisions.
 - b. **IC 5-22-10-15. b** → A purchasing agent for a political subdivision may purchase supplies if the purchase is made from a person who has a contract with a state agency and the person's contract with the state requires the person to make the supplies or services available to political subdivisions, as provided in IC 4-13-1.6 or IC 5-22-17-9
5. **Recycle Preferences:** Price preferences for products made from recycled materials must be between 10% and 15%, with the exact percentage preference determined by one of the three methods stated in part C.
 - a. **IC 5-22-15-16** →
 - i. This section does not apply when the purchase description is limited to a supply that meets the description set forth in subsection (b).
 - ii. There is a price preference for supplies that contain recycled materials or post-consumer materials.
 - iii. The amount of the price preference and the recycled materials' composition of the supplies must be set by one (1) of the following:
 - A. (1) Rules adopted by the governmental body.
 - B. (2) Policies established by the purchasing agency.
 - C. (3) The solicitation. The preference shall be set to maximize the use of recycled materials when economically practical.
 - iv. A price preference set under subsection (c) may not be less than ten percent (10%) or exceed fifteen percent (15%).
<http://www.in.gov/legislative/ic/code/title5/ar22/ch15.html>
6. **Minority/Small/Disadvantaged Business Enterprise preferences:** Certain solicitations may be set aside for small business participation only.
 - a. **IC 5-22-14-4.a** → A governmental body that has adopted rules under this chapter may identify as a small business set-aside specific supplies for which purchase has been requested under this article

- b. **IC 5-22-14-4.b** → A small business designation must be made before the solicitation for the purchase is issued and the public notice of the purchase must state that the purchase is a small business set-aside

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/>

*****Indiana Code Title 5 Article 22 (Purchasing):**

<http://www.in.gov/legislative/ic/code/title5/ar22/>