

The Department of Information Resources (DIR) has received inquiries concerning Senate Bill 262 (SB 262) of the 85th Legislative Session that becomes law on September 1, 2017.

A clear reading of SB 262, Section 2, is that the section of the legislation in question relates to the purchase of automated information systems through Texas Multiple Award Schedule (TXMAS) contracts, not through the DIR cooperative contracts program. Local governments purchasing through DIR’s cooperative contracts program do not have to comply with thresholds defined in Section 2157.068, Texas Government Code, because the thresholds only apply to state agencies, and local governments are not statutorily defined as a “state agency”.

While the majority of TXMAS contracts are managed by the Statewide Procurement Division (SPD) of the Texas Comptroller of Public Accounts, DIR has 3 TXMAS contracts for automated information systems:

Vendor Name	Contract Number	Contract Overview
Onix Networking	TXMAS 6-70070	Onix Networking offers Google Branded Equipment and related services through this contract. Available brands include: Google. This is a GSA contract. Contracts may be used by state and local government, public education, other public entities in Texas, as well as public entities outside the state. Resellers are not available for this contract. GSA Contract: GS-35F-5519H
Executive Information Systems, LLC	DIR-TSO-2521	Executive Information Systems offers SAS software and technical services through this TXMAS contract. Available services and products include text miner, restricted use infrastructure server software, and many others. Contracts may be used by state and local government, public education, other public entities in Texas, as well as public entities outside the state. Resellers are not available for this contract.
K2Share, LLC.	DIR-TSO-2837	K2Share offers technical services through this TXMAS contract. Available services and products include web application development, network security, database administration and support services and many others. Contracts may be used by state and local government, public education, other public entities in Texas, as well as public entities outside the state. Resellers are not available for this contract.

In accordance with SB 262, a state agency or local government contracting for the purchase of an automated information system under these three DIR contracts shall comply with Section 2157.068 (e-1), also effective September 1, 2017.

To reiterate, SB 262, Section 2, only applies to the three contracts listed above. For all other purchases under a DIR cooperative contract, the price request thresholds found at Sections 2157.068 (e-1) do not apply to local governments.

Please feel free to [contact DIR](#) with any questions or concerns, especially if any local government entities intend to use the TXMAS contracts above.