**Division of Purchasing Rulemaking**

**IDAPA 38.05.01**

Summary of Proposed Changes

1. Removed all reference to ITNs/competitive negotiations
2. General clean-up: removing duplicate or unnecessary language; improving clarity; making rules more concise.
3. Substantive Changes:
   1. DPA (Rule 21): added high-level requirements for DPA request (consistent with current policy)
   2. Exemptions (Rule 42-43)
      1. Additional parameters for exemption from competition
      2. Moved price agreements into exemptions section and better defined when they are used
   3. Bid Openings (Rule 73)
   4. Specifications (Rule 111)
      1. Removed some explanation; added language allowing for open specs as long as vendors know basis of having their bid considered
      2. Removed brand name or equal subsection and added brief statement to brand name specification subsection (clarified that alternates must exist)
4. Language re-organization/clarification (no substantive changes)
   1. Withdrawal and Modification of Bids (Rule 71)
   2. Mistakes in Bids (Rule 74)
   3. Tie Bids (moved from Rule 82 to Rule 81) – simplified
   4. Proposal Discussions (Rule 83) and Negotiations (Rule 84) – simplified
5. Eliminated unnecessary sections
   1. Content of Solicitations (Rule 51)
   2. Acceptance or Rejection of Bids and Proposals (Rule 91)
   3. Notice of Rejection (Rule 93)
   4. Ability to specify alternates (Rule 111)