



TEA Authorizing ESC Services as Noncompetitive

On November 30, 2017, the Texas Education Agency (TEA) issued a news bulletin titled "TEA Policy under Federal Regulations (EDGAR)". The bulletin suggested that school districts have several options for procuring services from Education Service Centers (ESC) with federal funds. One of those options, "2B" in the bulletin, is that each ESC may request TEA to provide a broad, general authorization that any service from an ESC be authorized as a noncompetitive procurement for LEAs.

A broad, general authorization from TEA for all ESC goods and services may be considered noncompetitive procurements is consistent with state law. The authorization from TEA simply allows each LEA to purchase needed goods and services from ESC's as needed and for the purchases of those goods and services to meet all EDGAR requirements as a legal purchase.



January 3, 2018

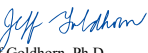
Cory Green, Associate Commissioner
Department of Contracts, Grants and Financial Administration
Texas Education Agency
1701 North Congress Avenue
Austin, TX 78701

Dear Cory:

2 CFR 200.320(f)(3) allows TEA, as the pass-through entity, to authorize noncompetitive proposals in response to a written request, including contracted services from ESCs to LEAs.

Therefore, Education Service Center, Region 20 is requesting, on behalf of LEAs and charters, authorization from TEA for all 2017-2018 ESC 20 services to be considered noncompetitive procurement for LEAs.

Sincerely,


Jeff Goldhorn, Ph.D.
Executive Director
Education Service Center, Region 20

JG:jm

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January 22, 2018

Jeff Lea Goldhorn, Executive Director
Region 20 Education Service Center
1314 Hines Ave
San Antonio, TX 78208-1899

SUBJECT: Approval of request for authorization of noncompetitive proposal that is not sole source

Dear Dr. Goldhorn:

Thank you for following the procedure to request that TEA expressly authorize a noncompetitive procurement proposal for ESC services in response to your written request under Title 2 of the Code of Federal Regulations (2 CFR) 200.320(f).

Your request for authorization of the noncompetitive proposal on the enclosed form is approved for the period of availability of the grant funds used to obtain this procurement.

You must adequately document for auditors or monitors the procurement process followed.

If you have questions about this letter, please contact me via email at grants@tea.texas.gov and enter "ESC noncompetitive authorization-approval" in the subject field.

Sincerely,


Cory Green, Associate Commissioner
Department of Grants Compliance and Oversight

Enclosure

cc: Kara Belew, Deputy Commissioner of Finance
Yolanda Cantu, Senior Director, Grants Administration Division



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