

COMPETITIVE BIDDING EXCEPTIONS: CONSTRUCTION AND CONSTRUCTION-RELATED SERVICES

The following items are not practicable or feasible for competitive bidding, in accordance with KRS 45A.080, KRS 45A.095 and 200 KAR 5:309. Only the specific items listed are exempt from competitive bidding. An agency shall not exceed its single quote small purchase authority without prior written approval from DECA.

1. **Proprietary materials for construction and construction-related services:** If the amount exceeds the agency's designated single-quote, construction, small purchase limit, DECA shall make the final determination as to whether the construction or construction-related services are proprietary.
2. **Proprietary building service and maintenance agreements for preventative, scheduled and unscheduled maintenance or service agreements with either manufacturer or authorized service agent:** Written justification shall identify the provider as a manufacturer or authorized service agent.
3. **Other construction and building maintenance materials and services available from only one source or are not practical to bid:** All purchases in excess of agency small purchase authority shall receive prior approval from the director of the DECA.

Related to: KRS 45A.080; KRS 45A.095; 200 KAR 5:309