

The Legislature Intended Procurement Law to Prevail Over Mandatory Contracts

Best Value Procurement Statute, Chapter 2155.144(c) and (n)

(c) An agency to which this section applies **shall acquire goods or services** by any procurement method approved by the Health and Human Services Commission that provides the **best value to the agency**. The agency shall **document** that it considered all relevant factors under Subsection (d) in making the acquisition.

(n) To the extent of any conflict, **this section prevails over any other state law relating to the procurement of goods and services** except a law relating to contracting with historically underutilized businesses or relating to the procurement of goods and services from persons with disabilities.

The 3rd Court Specifically Ignored (n).