

TEA 2022-2023 Approval of Region One ESC Request for Noncompetitive Procurement



Background

- ESCs are required under TEC Section 8.002 to (1) assist school districts in improving student performance, (2) enable school districts to operate more efficiently and economically, and (3) implement initiatives assigned by the legislature or the commissioner.
- November 30, 2017 TEA issued a News Bulletin: [*TEA Policy Under Federal Regulations*](#)
- Outlined more flexible options LEA's have to procure services with federal funds from ESCs under EDGAR regulations



2. TEA Authorizing ESC Services as Noncompetitive

- [2 CFR 200.320\(c\)\(4\)](#) allows TEA, as the pass-through entity, to authorize noncompetitive proposals in response to a written request, including contracted services from ESCs to LEAs

Option 2B

- Region One ESC requested, and received, authorization from TEA for all products and services to be considered a noncompetitive procurement proposal



From: Adrian Woods via Smartsheet <automation@app.smartsheet.com>
Sent: Wednesday, July 13, 2022 1:31 PM
To: Ruben Degollado <rdegollado@esc1.net>
Subject: EDGAR: Request for Other Noncompetitive Procurement (Not Sole-Source) Approved

Hi Ruben Degollado,

Thank you for following TEA's procedures to request specific prior approval of various federal EDGAR grant requirements under 2 Code of Federal Regulations (CFR) 200.

Below you will find TEA's decision after careful review of your recent request, and additional information on next steps. Provide this information to both the program staff and the finance staff within your organization and maintain the response form locally for audit and monitoring documentation. For questions please contact GrantSupport@tea.texas.gov.

Request for Other Noncompetitive Procurement (Not Sole-Source)
REG 1 ESC 108950
Ruben Degollado
Products and services from Region One ESC to other ESCs and LEAs for the 2022-2023 Fiscal Year

TEA Chief Grants Officer Approved
Date: 07/13/22
TEA Chief Grants Officer Comment:

For all approved forms, you must adequately document for auditors the appropriate procurement process has been followed.

Maintain the response form as part of your documentation for the appropriate process.



What does this mean?

- Allows LEA's the option to efficiently utilize programs and services offered by Region One ESC while complying with EDGAR regulations
- Provides Region One ESC the ability to:
 - Efficiently meet the needs of our LEA's
 - Carryout the objectives set forth in TEC §8.002
 - Assist TEA in meeting their current strategic plan and priorities



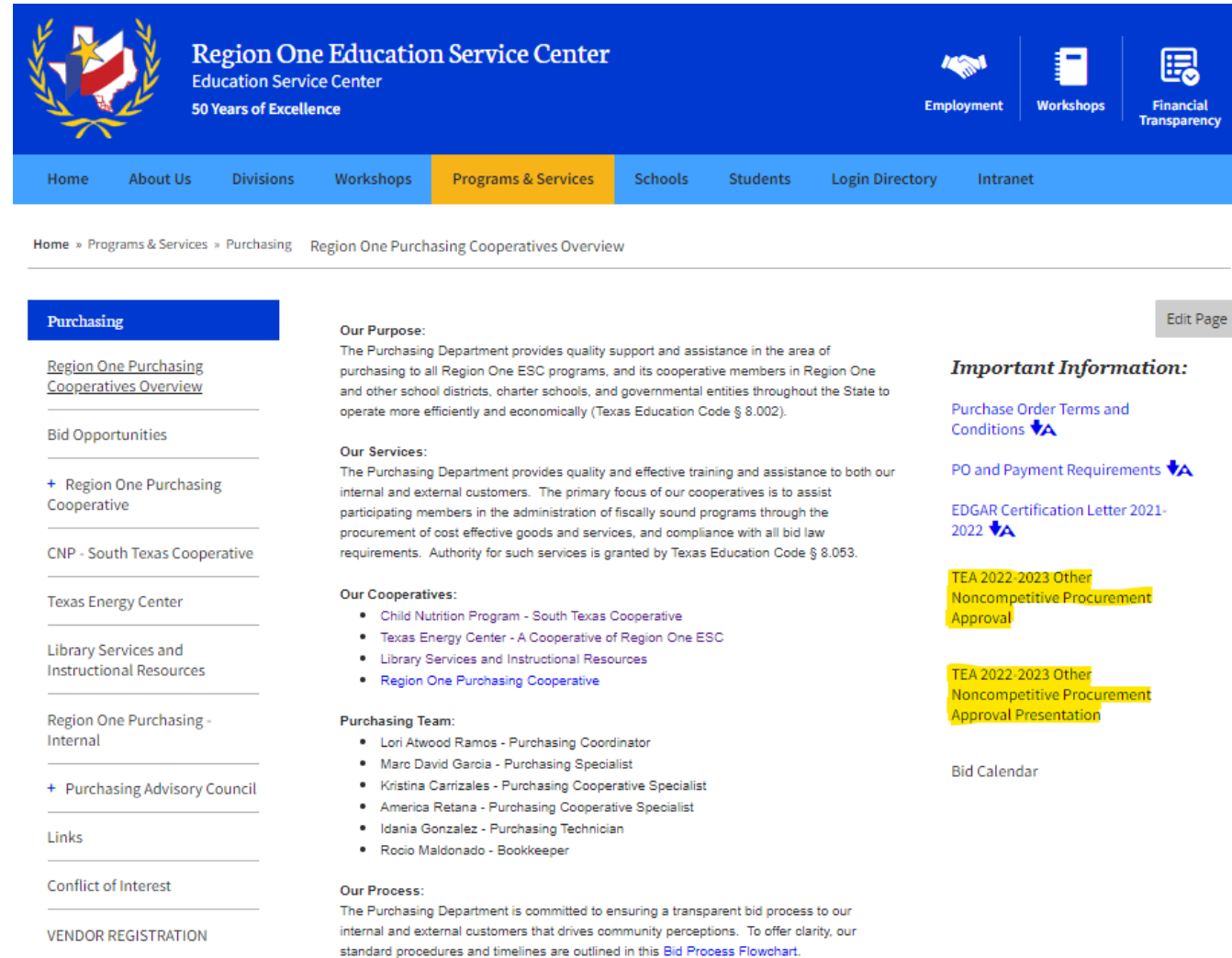
What can I do?

- Consider Region One ESC's products and services to meet your district's needs, and use the attached TEA authorization letter as part of your backup documentation to support a ***noncompetitive procurement method*** for the 2022-2023 school year, as applicable.
 - Does not require a competitive bid solicitation
 - Still requires documentation to ensure the purchase is reasonable, allowable, necessary and allocable (RANA)



Where can I find this information?

- You can find the TEA's approval of Region One ESC's request for Other Noncompetitive Procurement form and this presentation on the Region One ESC website under Important Information on the [Purchasing webpage](#):



The screenshot shows the website for the Region One Education Service Center. The header includes the organization's name, logo, and navigation icons for Employment, Workshops, and Financial Transparency. The main navigation bar highlights 'Programs & Services'. The breadcrumb trail indicates the current page is 'Region One Purchasing Cooperatives Overview'. The page content is organized into several sections: 'Purchasing' (with a sub-link to the overview), 'Bid Opportunities' (listing Region One Purchasing Cooperative, CNP - South Texas Cooperative, Texas Energy Center, Library Services and Instructional Resources, and Region One Purchasing - Internal), 'Purchasing Advisory Council', 'Links', 'Conflict of Interest', and 'VENDOR REGISTRATION'. The 'Our Purpose' section describes the department's role in supporting purchasing for all Region One ESC programs. The 'Our Services' section details training and assistance for internal and external customers. The 'Our Cooperatives' section lists the Child Nutrition Program, Texas Energy Center, Library Services, and the Region One Purchasing Cooperative. The 'Purchasing Team' section lists staff members including the Purchasing Coordinator, Specialists, and Technician. The 'Our Process' section states the department's commitment to a transparent bid process. On the right side, there is an 'Important Information' section with links to Purchase Order Terms and Conditions, PO and Payment Requirements, and EDGAR Certification Letter 2021-2022. Two yellow-highlighted links refer to TEA 2022-2023 Other Noncompetitive Procurement Approval Presentations. A 'Bid Calendar' link is also present. An 'Edit Page' button is located in the top right corner.



What about next school year?

- Region One ESC will request a non-competitive procurement authorization approval from TEA for the 2023-2024 school year.
- Information will be disseminated via the various advisory councils and leadership networks.



