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I. Purpose.

This document covers VITA’s small purchase policy. As defined by § [2.2-2006](#) of the Code of Virginia, all executive branch agencies are subject to this policy. However, “executive branch agency” or “agency” does not include the University of Virginia Medical Center, a public institution of higher education to the extent exempt from this chapter pursuant to the Restructured Higher Education Financial and Administrative Operations Act (§ [23.1-1000](#) et seq.) or other law, or the Virginia Port Authority.

II. Definition.

For the purposes of this policy, a procurement is considered a small purchase when the aggregate or sum of all phases of the procurement is not expected to exceed \$200,000.

Policies: What you need to do

III. Authority for Small Purchases.

VITA has procurement authority for all IT goods and services. IT procurements **up to \$250,000 are delegated to** executive branch agencies pursuant to § [2.2-2012](#) of the Code of Virginia.

IV. Delegation Guidelines for Small Purchases.

- All VITA delegated procurements regardless of amount are subject to the Virginia Public Procurement Act.
- All acquisitions (regardless of amount) that may or will include hosting provided by a third party service provider (off premise hosting) are considered “Cloud Services” and must be submitted to VITA’s Enterprise Cloud Oversight Services (ECOS) for review.

- These acquisitions will be subject to security-related assessment and oversight processes that must be fulfilled by the agency and suppliers. Supply Chain Management will participate in the review to determine the potential for delegation to the agency.
- Use of VITA's statewide contracts is mandatory for the acquisition of all IT goods and services, including small purchases. If there is not a VITA statewide contract available for the needed IT good or service, a procurement may be conducted by VITA. To browse VITA's statewide contracts: <http://vita.cobblestonesystems.com/public/>
- All agencies, as defined by § [2.2-2006](#) of the Code of Virginia, have \$250,000 delegated authority for IT goods and services that are **in-scope non-infrastructure and out-of-scope IT** to VITA. IT Procurements from \$200,000-\$250,000 must be competed using competitive sealed bidding or competitive negotiation. For a list of in scope and out of scope goods and services: <http://vita.virginia.gov/supply-chain/place-an-order/>
- Delegated authority for goods and services that are in scope to VITA can be found in the Authority and Delegation Policy found at this URL: <http://vita.virginia.gov/supplychain/scm-policies-forms/scm-policies/>

V. Competitive Requirements.

The following competitive requirements shall be followed for all small purchases, regardless of delegation:

- IT Solicitations up to \$10,000 – All procurements between \$0 and \$10,000 are to be set aside for micro businesses. A minimum of one quotation from a qualified DBSBD-certified micro business, if available, is required and the award shall be made to that DBSBD-certified micro business if the price is fair and reasonable and does not exceed five percent (5%) of the lowest responsive and responsible noncertified bidder. If more than one quote is solicited, the award will be made to the lowest responsive and responsible qualified DBSBD-certified micro business bidder. If agencies, as defined by § [2.2-2006](#) of the *Code of Virginia* receives no acceptable bids or offers from micro businesses, the procurement may be awarded to the lowest responsive and responsible small business bidder if the price is fair and reasonable. If there is no small business bidder available, the procurement shall be awarded to the lowest responsive and responsible non-small business bidder.
- IT Solicitations from \$10,000 to \$100,000 – All procurements between \$10,000 and \$100,000 are set aside for DSBSD-certified small businesses. For IT solicitations between \$10,000 and \$100,000 where a number of qualified DBSBD-certified small business sources are to be solicited, VITA will rely on [eVA](#) to provide a list of those qualified businesses. If available, four (4) qualified DBSBD-certified small business sources should be solicited with at least one business being a certified micro business, if available. If two or more DBSBD- certified small businesses cannot be identified as qualified to set aside

the procurement under \$100,000, the procurement file shall be documented with VITA's efforts through [eVA](#) to obtain the number of required sources. An award may be made to a qualified, reasonably ranked small business, including minority-, women- or service disabled veteran-owned and micro business offeror, if available, that is other than the highest ranking offeror if the price submitted is fair and reasonable and does not exceed five percent (5%) of the lowest responsive and responsible noncertified bidder. If an informal RFP is utilized in lieu of Quick Quote the award shall be made to the highest ranking and qualified small business, including woman-, minority-, service disabled veteran-owned and micro business offerors. If agencies, as defined by § [2.2-2006](#) of the *Code of Virginia*, receives no acceptable bids or offers from a certified small business source, the contract procurement may be awarded to the highest ranking and qualified non-small business bidder/offeror.

- IT Solicitations between \$100,000 and \$200,000 are considered small purchases and approved small purchase procedures apply. Each agency may, but is not required to set aside these purchases for qualified DBSBD-certified small businesses and follow the same procedures as purchases between \$10,000 and \$100,000 above.

VI. Exclusions.

Emergency procurements for IT goods and services available on an existing statewide contract are not subject to VITA's small purchase policy. In accordance with § [2.2-5514](#) of the *Code of Virginia*, no small purchase by an agency or public body may include software, hardware or services procured from those sources prohibited by the U.S. Department of Homeland Security for the use on federal systems.

VII. Authority References

[Executive Order 35 \(2019\) Advancing Equity for Small-, Women-, Minority-, and Service Disabled Veteran-Owned Businesses in State Contracting](#)

[§ 2.2-2006](#) of the *Code of Virginia*. Definition of executive branch agency or agency

[§ 2.2-2012](#) of the *Code of Virginia*. VITA's authority for procurement of information technology goods and services for executive branch agencies.

[§ 2.2-4303](#) of the *Code of Virginia*. Methods of Procurement

[§ 2.2-4303\(G\)](#) of the *Code of Virginia*. Grants authority for public bodies to establish their own written policies for small purchases.

[§ 2.2-5514](#) of the *Code of Virginia*. Prohibits the use of software, hardware, and services by public bodies as determined by the U.S. Department of Homeland Security, and communicated by the CIO.

[§ 23.1-1000](#) of the *Code of Virginia*. Restructured Higher Education Financial and Administrative Operations Act

