

HOUSE CS FOR CS FOR SENATE BILL NO. 220(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - SECOND SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 4/19/00

Referred: Rules

Sponsor(s): SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the requirements for partnerships and limited liability
2 companies to qualify for the Alaska bidder preference and a certain disability
3 preference under the State Procurement Code; and providing for an effective
4 date."

5 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

6 * **Section 1.** AS 36.30.170(b) is amended to read:

7 (b) The procurement officer shall award a contract based on solicited bids to
8 the lowest responsive and responsible bidder after an Alaska bidder preference of five
9 percent, an Alaska products preference as described in AS 36.30.322 - 36.30.338, and
10 a recycled products preference under AS 36.30.337 have been applied. In this
11 subsection, "Alaska bidder" means a person who

12 (1) holds a current Alaska business license;

13 (2) submits a bid for goods, services, or construction under the name
14 as appearing on the person's current Alaska business license;

9 (5) if a joint venture, is composed entirely of ventures that qualify
10 under (1) - (4) of this subsection.

11 * Sec. 2. AS 36.30.170(e) is amended to read:

12 (e) If a bidder qualifies under (b) of this section as an Alaska bidder, is a
13 qualifying entity, and is the lowest responsible and responsive bidder with a bid that
14 is not more than 10 percent higher than the lowest bid, the procurement officer shall
15 award the contract to that bidder. This subsection does not give a bidder who would
16 otherwise qualify for a preference under this subsection a preference over another
17 bidder who would otherwise qualify for a preference under this subsection or (f) of this
18 section. In this subsection, "qualifying entity" means a

19 (1) sole proprietorship owned by a person with a disability;

20 (2) partnership under AS 32.05 or AS 32.11 if each of the partners is
21 a person with a disability; [OR]

22 (3) limited liability company organized under AS 10.50 if each of
23 the members is a person with a disability; or

²⁶ * Sec. 3. This Act takes effect immediately under AS 01.10.070(c).