

**HOUSE BILL NO. 18 am S**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**TWENTIETH LEGISLATURE - FIRST SESSION**

**BY REPRESENTATIVE JAMES**

**Amended: 5/1/97**

**Introduced: 1/13/97**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act extending to certain partnerships and corporations the 10 percent  
2 procurement preference currently given to certain sole proprietorships who are  
3 Alaska bidders and owned by persons with disabilities."

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

5 \* **Section 1.** AS 36.30.170(e) is amended to read:

6 (e) If a bidder qualifies under (b) of this section as an Alaska bidder, is a  
7 qualifying entity [SOLE PROPRIETORSHIP OWNED BY AN INDIVIDUAL WHO  
8 IS A PERSON WITH A DISABILITY], and is the lowest responsible and responsive  
9 bidder with a bid that is not more than 10 percent higher than the lowest bid, the  
10 procurement officer shall award the contract to that bidder. This subsection does not  
11 give a bidder who would otherwise qualify for a preference under this subsection a  
12 preference over another bidder who would otherwise qualify for a preference under this  
13 subsection or (f) of this section. **In this subsection, "qualifying entity" means a**  
14 **(1) sole proprietorship owned by a person with a disability;**

- 1                           **(2) partnership if each of the partners is a person with a disability;**  
2                   **or**  
3                           **(3) corporation that is wholly owned by individuals and each of the**  
4                   **individuals is a person with a disability.**

5       \* **Sec. 2.** AS 36.30.170(h) is amended to read:

- 6                   (h) A preference under (c), (e), or (f) of this section is in addition to any other  
7                   preference for which the bidder qualifies, including the preference under (b) of this  
8                   section; however, a bidder may not receive a preference under both **(c) and (e), (c)**  
9                   **and (f), or** (e) and (f) of this section for the same contract.