

Original sponsor: Rules Committee by
request of the Governor

Offered: 4/2/75
Referred: Finance

1 IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR SENATE BILL NO. 279

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to competitive bids."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 37.05.230(1) is amended to read:

9 (1) a contract for construction and repairs, or a purchase
10 of and contract for supplies, materials, equipment, and contractual
11 services must be based on competitive bids; an award shall be made to
12 the lowest responsible bidder after advertising for bids, except that
13 (A) repealed; (B) a bid shall be awarded to an Alaska bidder if his
14 bid is not more than 10 [FIVE] per cent higher than the lowest non-
15 resident bidder's; and (C) competitive bids need not be required (i)
16 for contractual services where no competition exists; (ii) for sales
17 involving fair trade items; (iii) when, in the judgment of the pur-
18 chasing agent, food, clothing, or medical supplies, or materials for use
19 in laboratory and experimental studies may be purchased otherwise to the
20 best advantage of the state; (iv) where rates are fixed by law or
21 ordinance; (v) for items traded in on like items; or (vi) for profes-
22 sional services;

23 * Sec. 2. AS 37.05.230(2) is amended to read:

24 (2) if the amount of the contractual services, purchase, or
25 sale is estimated to exceed \$3,000 [\$1,000] sealed bids shall be
26 solicited, when practicable, by publication in a newspaper calculated
27 to reach prospective bidders and by posting notices in public places
28 within the area where the work is to be performed or material furnished
29 and in addition the department may also designate a trade journal for

1 publication; the department shall also solicit bids by sending notices
2 by mail to all active prospective bidders known to it with offices
3 within the state and all bids shall be sealed when received, and shall
4 be opened in public at the hour stated in the notice; the department may
5 negotiate directly if it finds that it is in the best interests of the
6 state;

7 * Sec. 3. AS 37.05.230(3) is amended to read:

8 (3) a contractual service, purchase or sale where the
9 known requirements are estimated to be less than \$3,000 [\$1,000] may
10 be made either upon competitive bids in accordance with (2) of this
11 section or in the open market, in the discretion of the department;
12 but, so far as practicable, shall be based on at least three competi-
13 tive bids and recorded as provided in sec. 240 of this chapter; small
14 purchases of less than \$300 [\$100] in the discretion of the department
15 may be made on the open market, and may be by cash payment from petty
16 cash accounts set aside for that purpose; the department shall deter-
17 mine the amount of the petty cash accounts needed by each state agency,
18 and inspect the petty cash accounts at least once each year to determine
19 that the total plus amounts of receipts for unreplenished disbursements
20 is equal to the fixed sum of cash set aside; shortages in petty cash
21 accounts are a personal liability of the responsible head of the agency
22 to whom the account is set aside; the department shall make all neces-
23 sary rules and regulations governing use and replenishment of petty
24 cash funds;