

Original sponsor: State Affairs Committee

Offered: 4/18/78
Referred: Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 658 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to construction performed by the
7 Department of Transportation and Public Facilities."

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

9 * Section 1. AS 19.10.170 is amended to read:

10 Sec. 19.10.170. CONSTRUCTION BY DEPARTMENT. Except as provided in
11 AS 44.33.300, it shall be the general policy of the department to re-
12 quire the construction of all highways under bid contract. However,
13 subject to the provisions of (b) of this section, when the estimated cost
14 of a construction project is less than \$100,000 [\$20,000] or when it
15 appears to be in the best interests of the state, the department may
16 perform the work notwithstanding any other provisions of law.

17 * Sec. 2. AS 19.10.170 is amended by adding new subsections to read:

18 (b) Construction or professional services in connection with the
19 construction of highways performed by the department under (a) of this
20 section which has an estimated cost exceeding \$5,000 may not be per-
21 formed by the department unless the commissioner determines, in writing,
22 that the cost to the state will be less than that incurred as a result
23 of a formally advertised or negotiated contract. The determination of
24 the commissioner shall be supported by findings of fact which shall set
25 out enough facts and circumstances to clearly justify the determination.
26 The determinations and findings shall be maintained as a permanent
27 record of the department.

28 (c) In this section, "professional services" means architectural,
29 engineering, or land surveying services.

1 * Sec. 3. AS 19.10.190 is amended to read:

2 Sec. 19.10.190. ADVERTISEMENT, BIDS, CONTRACTS, AND INFORMAL BIDS.
3 Except as provided in AS 44.33.300, when the estimated cost of any
4 construction exceeds \$100,000 [\$20,000], the department shall, except as
5 provided in sec. 170(a) of this chapter, proceed to advertise, request
6 bids, and award the contract in the manner provided in secs. 200 and 210
7 of this chapter. Whenever any proposed construction contract is for a
8 sum less than \$100,000 [\$20,000], it shall be discretionary with the
9 department whether the contract shall be advertised and awarded in
10 accordance with secs. 200 and 210 of this chapter. In all events the
11 department shall request informal bids from as many contractors as can
12 be requested conveniently.

13 * Sec. 4. AS 35.15.010 is amended by adding new subsections to read:

14 (b) Construction or professional services in connection with the
15 construction of a public work performed by the department under (a) of
16 this section which has an estimated cost exceeding \$5,000 may not be
17 performed by the department unless the commissioner determines, in
18 writing, that the cost to the state will be less than that incurred as a
19 result of a formally advertised or negotiated contract. The determina-
20 tion of the commissioner shall be supported by findings of fact which
21 shall set out enough facts and circumstances to clearly justify the
22 determination. The determinations and findings shall be maintained as a
23 permanent record of the department.

24 (c) In this section, "professional services" means architectural,
25 engineering, or land surveying services.
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