

Introduced: 2/13/81  
Referred: State Affairs

1 IN THE HOUSE

BY THE RULES COMMITTEE

2 HOUSE BILL NO. 156

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to legislative contracts."

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

8 \* Section 1. AS 24 is amended by adding a new chapter to read:

9 CHAPTER 23. LEGISLATIVE CONTRACT PROCEDURE.

10 Sec. 24.23.010. APPLICATION. This chapter applies to contracts  
11 for services to be provided to a legislative agency or committee unless

12 (1) the contract amount does not exceed \$10,000;

13 (2) the contract is an employment contract for services to  
14 be performed under direct supervision regardless of the existence of an  
15 employer-employee relationship;

16 (3) the contract is for construction, repair, or maintenance  
17 of a structure; or

18 (4) the contract is awarded based on competitive bids ob-  
19 tained under the competitive bid procedure provided in AS 37.05.230.

20 Sec. 24.23.020. REQUESTS FOR PROPOSALS. (a) A formal written  
21 request for proposals soliciting an offer to perform the services  
22 required under a contract must be extended to a sufficient number of  
23 providers of the required services to assure that public interest in  
24 competition is adequately served. Proposals from at least six firms  
25 shall be solicited for contracts in excess of \$100,000 if the expertise  
26 required is widely available. Proposals from at least three firms  
27 shall be solicited for contracts of less than \$100,000 if the expertise  
28 required is widely available. Formal advertising in a medium which  
29 will reasonably bring the proposal to the attention of persons able to

1 provide the required service may be substituted for direct solicitation  
2 or used jointly with direct solicitation of proposals.

3 (b) A request for proposals need not be extended if

4 (1) the contract amount does not exceed \$10,000;

5 (2) there is a single source of the expertise or knowledge  
6 required or if one person or firm can clearly perform the required  
7 tasks more satisfactorily because of the person's or firm's prior work;  
8 however, this exemption from a request for proposals applies only when  
9 the Legislative Council by vote of the majority of the members of the  
10 council has approved the exemption and a written justification signed  
11 by the person responsible for awarding the contract which details the  
12 reasons for the exemption is filed with the Legislative Affairs Agency  
13 as a public record;

14 (3) the services required may, by law or regulation, be  
15 performed only by a person licensed to perform the service.

16 (c) A proposal should be designed to demonstrate to legislative  
17 committees and staff who will review the proposal that the proposed  
18 research project represents a sound approach to the investigation of an  
19 important public policy question. A proposal should be self-contained  
20 and written with care and thoroughness.

21 Sec. 24.23.030. AWARD OF CONTRACT. If a contract is made by a  
22 legislative committee, execution of the contract on behalf of the  
23 committee must be authorized by a majority vote of the full membership  
24 of the committee. The contract must be executed by the provider of the  
25 service and the project director, be approved by the executive director  
26 of the Legislative Affairs Agency, the director of the legislative  
27 finance division or the legislative audit division, and be approved as  
28 to form by the legislative legal counsel.

29 Sec. 24.23.040. FILING. A copy of each contract must be filed

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with the Legislative Affairs Agency, the legislative finance division,  
or the legislative audit division, and is open for public inspection.  
The request for proposals and each proposal submitted must be attached  
to the filed copy unless the contract is one in which requests for  
proposals is not required.