

Original sponsor: Rules/Governor

1 IN THE HOUSE BY THE STATE AFFAIRS COMMITTEE
2 CS FOR HOUSE BILL NO. 192 (State Affairs)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FIFTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act postponing the effective date of the State
7 Procurement Code; and providing for an effective
8 date."

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

10 * Section 1. AS 36.30.005(a) is amended to read:

11 (a) Except as otherwise provided, all rights, powers, duties,
12 and authority relating to the procurement of supplies, services, and
13 professional services, and the control over supplies, services, and
14 professional services vested in or exercised by an agency on July 1,
15 1988 [1987], are transferred to the commissioner of administration and
16 to the chief procurement officer. Authority granted under this sub-
17 section shall be exercised in accordance with this chapter.

18 * Sec. 2. AS 36.30.005(b) is amended to read:

19 (b) Except as otherwise provided, all rights, powers, duties,
20 and authority relating to the procurement of construction and procure-
21 ments of equipment or services for the state equipment fleet and the
22 control over construction of state facilities and the state equipment
23 fleet vested in or exercised by an agency on July 1, 1988 [1987], are
24 transferred to the commissioner of transportation and public facili-
25 ties, subject to regulations adopted by the commissioner of adminis-
26 tration. Notwithstanding AS 44.71.010, authority relating to dis-
27 posals from the state equipment fleet is vested in the commissioner of
28 transportation and public facilities, subject to regulations adopted
29 by the commissioner of administration. Authority granted under this

1 subsection shall be exercised in accordance with this chapter.

2 * Sec. 3. AS 36.30.540 is amended to read:

3 Sec. 36.30.540. REPORT TO LEGISLATURE. Beginning with Decem-
4 ber 1, 1990 [1989], the commissioner shall biennially report to the
5 legislature concerning procurements by agencies. The report must
6 include

7 (1) the records maintained by the commissioner under
8 AS 36.30.510 and the records maintained under AS 36.30.520(a) for the
9 previous two fiscal years;

10 (2) recommendations for changes in this chapter or other
11 laws based on implementation of this chapter in the previous two
12 fiscal years;

13 (3) a description of any matters that involved litigation
14 concerning this chapter in the previous two fiscal years;

15 (4) a list of procurements made under this chapter from
16 out-of-state sources during the previous two fiscal years together
17 with the total number of procurement contracts entered into during
18 that period with out-of-state contractors and the total value of these
19 contracts; this paragraph does not apply to procurements made under
20 AS 36.30.320; and

21 (5) a list of procurements made under this chapter from
22 state sources during the previous two fiscal years together with the
23 total number of procurement contracts entered into during that period
24 with state contractors and the total value of these contracts; this
25 paragraph does not apply to procurements made under AS 36.30.320.

26 * Sec. 4. AS 36.30.850(a) is amended to read:

27 (a) This chapter applies only to contracts solicited or entered
28 into after July 1, 1988 [1987], unless the parties agree to its appli-
29 cation to a contract solicited or entered into before that date.

1 * Sec. 5. Section 65, ch. 106, SLA 1986, is amended to read:
2 Sec. 65. REPORT. By December 1, 1989 [1988], the commissioner
3 of administration and the commissioner of transportation and public
4 facilities shall report to the legislature concerning procurements by
5 state agencies during fiscal year 1988 [1987]. The report must in-
6 clude
7 (1) the records prepared under AS 36.30.510(4);
8 (2) recommendations for changes in AS 36.30 or other laws
9 based on implementation of AS 36.30 in those 12 months; and
10 (3) a description of any matters that involved litigation
11 concerning AS 36.30 during those 12 months.
12 * Sec. 6. Section 66, ch. 106, SLA 1986, is amended to read:
13 Sec. 66. REGULATIONS DEADLINE. The regulations required under
14 AS 36.30₁ as added by sec. 2 of this Act, shall be adopted by July 1,
15 1988, [1987] and shall be effective on that date. Regulations adopted
16 under laws repealed in sec. 67 of this Act become ineffective July 1,
17 1988 [1987].
18 * Sec. 7. Section 69, ch. 106, SLA 1986, is amended to read:
19 Sec. 69. Except as provided in sec. 68, this Act takes effect
20 July 1, 1988 [1987].
21 * Sec. 8. This Act takes effect immediately under AS 01.10.070(c).