

1 IN THE SENATE

BY FAIKS AND COGHILL

2

SENATE BILL NO. 58

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the definition of 'Alaska bidder'
7 for purposes of the Alaska bidder preference in the
8 awarding of state contracts."

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

10 * Section 1. AS 36.30.170(b) is amended to read:

11 (b) The procurement officer shall award a contract based on
12 solicited bids to the lowest responsive and responsible bidder after
13 an Alaska bidder preference of five percent and an Alaska products
14 preference as described in AS 36.30.322 - 36.30.338 have been applied.
15 In this subsection, "Alaska bidder" means a person who

16 (1) holds a current Alaska business license;

17 (2) submits a bid for goods, services, or construction
18 under the name as appearing on the person's current Alaska business
19 license;

20 (3) has maintained a place of business within the state
21 staffed by the bidder or an employee of the bidder for a period of six
22 months immediately preceding the date of the bid;

23 (4) is incorporated [OR QUALIFIED TO DO BUSINESS] under the
24 laws of the state, is a sole proprietorship [,] and the proprietor is
25 a resident of the state, or is a partnership [,] and at least 50
26 percent of the [ALL] partners are residents of the state; and

27 (5) if a joint venture, is composed entirely of ventures
28 that qualify under (1) - (4) of this subsection.

29 (c) If a bidder qualifies under (b) of this section as an Alaska

1 bidder, is offering services through an employment program as defined
2 under AS 36.30.100(c), and is the lowest responsible and responsive
3 bidder with a bid that is not more than 10 percent higher than the
4 lowest bid of a nonresident, the procurement officer shall award the
5 contract to that bidder.

6 (d) The procurement officer shall award an insurance-related
7 contract based on solicited bids to the lowest responsive and respon-
8 sible bidder after an Alaska bidder preference of five percent. In
9 this subsection, "Alaska bidder" means a person who meets the criteria
10 set out in (b)(1) - (5) of this section and who is an Alaska domestic
11 insurer.