

HB

1977

HOUSE COMMITTEE REPORT

(11)

Date referred: 4/3/87

FURTHER REFERRALS:

DATE: 3/17/88

The Finance Committee has considered HB 197

"An Act relating to delivery of supplies purchased under the State Procurement Code; and providing for an effective date."

RECOMMENDS:

- replace with _____ the same title
- attached amendment(s) a new title
- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the _____ Committee

ADOPTS: _____ letter of intent

ATTACHES NEW FISCAL NOTE(S):

- fiscal impact same as previous fiscal note published _____
- zero fiscal note same as previous zero fiscal note published _____
- zero with analysis

SIGNING DO PASS:

SIGNING OTHER RECOMMENDATIONS:

POURCHOT [Signature]

LARSON [Signature]

SWACK [Signature]

HAMMER [Signature]

RIEGER [Signature]

DAVIS [Signature]

FRANK [Signature]

ADAMS [Signature] - No Rec

GOLL [Signature] - No Rec

BROWN [Signature] - No REC

[Signature]

[Signature]
Chairman's signature

FISCAL NOTE

REQUEST:

Revision Date: _____ Agency Affected: Department of Administration
 Title: An Act Relating To The Delivery of BRU: General Services & Supply
Supplies Purchased Under the Procurement
Code. Components: Purchasing
 Sponsor: Labor & Commerce Committee
 Requestor: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL	0	0	0	0	0	0
REVENUE	0	0	0	0	0	0

FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

The impact on the Department of Administration will be minimal since nearly all invitations To Bid already contain this requirement.

Prepared By: Robert J. Link, Director *Robert J. Link* Phone: 465-2250
 Division: General Services & Supply Date: 1/17/88
 Approved by Commissioner: John M. Andrews *John M. Andrews* Date: 1/20/88
 Agency: Department of Administration

Distribution (by preparer):

Legislative Finance
 Legislative Sponsor
 Requestor
 Office of Management and Budget
 Impacted Agency(ies)

POSITION PAPER

Bill HB 197

The bill provides that all supplies purchased by the State will be delivered to a location within the state, unless the department making the purchase determines that a point of delivery outside the state would be in the best interest of the State. Invitations to Bid (ITB) and other means of procurement must state that the bid price includes delivery at the location named in the ITB.

The impact on the Department of Administration (DOA) will be minimal since nearly all ITBs and negotiated purchases already contain this requirement.

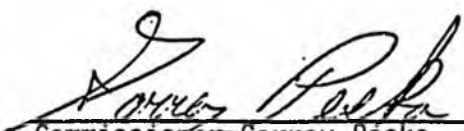
The DOA is neutral on this bill.



Robert J. Vink, Director
Division of General Services & Supply

3/27/87

Date



Commissioner Garrey Peska
Department of Administration

3/27/87

Date

1 IN THE HOUSE

BY THE LABOR AND
COMMERCE COMMITTEE

2

HOUSE BILL NO. 197

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to delivery of supplies purchased
7 under the State Procurement Code; and providing for
8 an effective date."

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

10 * Section 1. AS 36.30 is amended by adding a new section to article 1
11 to read:

12 Sec. 36.30.090. DELIVERY OF SUPPLIES. Supplies purchased under
13 this chapter shall be delivered at a location within the state unless
14 the department determines that a point of delivery outside the state
15 would be in the best interest of the state. A bid or proposal
16 involving the procurement of supplies shall specify the delivery
17 location and shall state that the price is the delivered price at that
18 location.

19 * Sec. 2. This Act takes effect July 1, 1987.

HOUSE LABOR AND COMMERCE COMMITTEE

ALASKA STATE LEGISLATURE

P.O. BOX V. JUNEAU 99811

(907) 465-3892

Matthew

January 22, 1988

M E M O R A N D U M

To: Representative Al Adams, Chair
House Finance Committee

From: Representative Dave Donly, Chair **D**
House Labor and Commerce Committee

Re: Request for hearing - HB 197

I am writing to request a hearing before the House Finance Committee on HB 197, relating to the delivery of supplies purchased under the State Procurement Code, at your earliest convenience.

HB 197 was introduced by the House Labor and Commerce Committee in response to numerous complaints that supplies purchased by the state often designate a point of delivery outside the state. HB 197 prohibits this practice unless the Department determines that requiring delivery to a point outside of Alaska is in the best interest of the state. The measure has a zero fiscal note.

Please contact me or Ginger Baim at 4954 if you have any questions or need additional information.



INVITATION
TO BID

RETURN THIS BID TO:

State of Alaska
Department of Transportation & Public Facilities
Pouch Z - Headquarters Supply Section (MS 2500)
Juneau, Alaska 99811

INVITATION NO.
25506

THIS IS NOT AN ORDER

DATE ISSUED December 4, 1984

=====

SEALED BIDS WILL BE RECEIVED IN SINGLE COPY AT THE ABOVE ADDRESS UNTIL 2:00 P.M.
ON December 28, 1984 AT WHICH TIME THEY WILL BE PUBLICLY OPENED.

ITEMS ARE FOR DELIVERY TO: Pier 48, Seattle, Washington 98104

DATE DELIVERY DESIRED AT FINAL DESTINATION: NLT March 29, 1985

F.O.B.: Final Destination

IF YOUR COMPANY WOULD LIKE TO SUBMIT A "NO BID", PLEASE CHECK THIS BOX, SIGN THE BID, AND RETURN THIS COVER SHEET TO THE ADDRESS ABOVE. IF YOUR COMPANY DOES WANT TO SUBMIT A BID, MAKE SURE THE BID IS SIGNED AND ALL PAGES OF THE BID DOCUMENT ARE RETURNED BY THE DATE AND TIME MENTIONED ABOVE.

PURCHASE OF T-SHIRTS WITH LOGO, BASEBALL STYLE CAPS WITH LOGO,
BASEBALL STYLE WARM-UP WINDBREAKER JACKETS WITH LOGO

TRANSPORTATION COSTS AND ARRANGEMENTS: All transportation and delivery costs to the F.O.B. point are for the account of the Contractor. The Contractor shall assume full responsibility for arrangement of transportation. The State will not be liable for any charges for transportation, drayage, cartage, packing, boxing, crating, storage, or insurance, in excess of the price quoted by the Contractor.

SHIPPING: Title will not pass until goods have been accepted by the State.

RETURNS: All goods or materials purchased herein are subject to approval by the State. Any rejected items, goods, or material resulting because of non-conformity of the terms or specifications of this contract, whether held by the State or returned, will be at the Contractor's risk and expense.

AWARD: Award will be made by lot or by line item, whichever is in the best interest of the State.

DELIVERY DATE: All items in this invitation must be delivered to Pier 48, Seattle, Washington on or before March 29, 1985.

SILENCE OF SPECIFICATION: The apparent silence of this specification and supplemental specifications as to any detail, or the apparent omission from it, of a detailed description concerning any point, shall be regarded as meaning that only best commercial practice is to prevail, and that only materials and workmanship of first quality are to be used.

John Parsons

John Parsons

Title: Supply Officer

Telephone No. 465 4010

Page 1 of 7 pages + i & ii

Name of Company Submitting Bid

Authorized Signature

Printed Name

Date

Indicate if you qualify for 5 % Alaska Bidder's Preference: Yes No

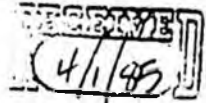
AK Business License No.

Telephone

Alaska State Legislature

POUCH V
JUNEAU, ALASKA 99811
(907) 465-4483/4530

2201 ROOSEVELT DRIVE
ANCHORAGE, ALASKA 99503
(807) 248-4234



MEMBER
HOUSE RESOURCES COMMITTEE
MEMBER
HOUSE STATE AFFAIRS COMMITTEE

Representative Roger Jenkins

DISTRICT 11

April 1, 1985

MEMORANDUM

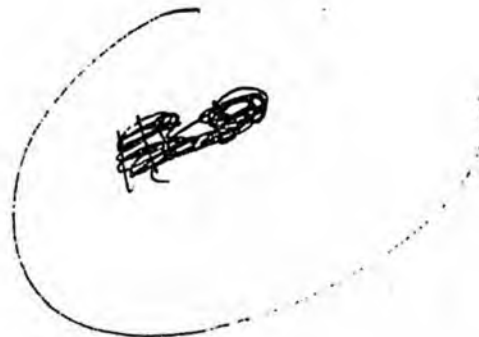
TO : Representative Ben Grussendorf
FROM : Representative Roger Jenkins *Roger L Jenkins*
SUBJECT: State Contracting Procedures - FOB points

Attached is a letter that I received from Cartee & Sons some time back that speaks to the inequities in our contracting procedures.

Thought this might be of interest to you because of your interest in companies getting a fair shake when it comes to state contracts. If you recall Representative Taylor's comments on the floor about the contract let by the Alaska Railroad for wood ties, the attached letter is another instance of an FOB point established that excluded an Alaskan company from competing for a contract.

Attachment

sla



Cartee & Sons

2601 ARCTIC BLVD. - ANCHORAGE, AK 99503 - (907) 279-1466

December 7, 1984

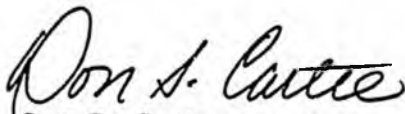
Representative Roger Jenkins
Box 100484
Anchorage, AK 99510

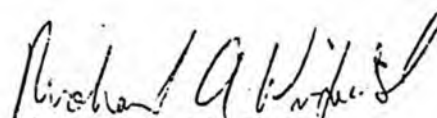
Dear Representative Jenkins,

We are enclosing a copy of the letter written to the State of Alaska, Department of Transportation on December 7, 1984, in hope that you will be made aware of the inequities that exist in the State Purchasing system, and hopefully take legislative action to insure that these types of inequities are not allowed to continue.

Thank you for your time and consideration of this matter.

Respectfully,


Don S. Cartee
President


Richard A. Winfield
Sales Representative

Cartee & Sons

2601 ARCTIC BLVD. · ANCHORAGE, AK 99503 · (907) 279-1466

December 7, 1984

State of Alaska
Dept. of Transportation
Pouch Z, Mail Stop 2500
Juneau, AK 99811
ATTN: John Parsons

Mr. Parsons:

We are writing this letter in reference to invitation to bid #25506 "Purchase of t-shirts, baseball caps, and baseball jackets for the Marine Highway System".

We feel that the above mentioned invitation to bid is both questionable and objectionable, for the following reasons.

The invitation to bid creates an unfair advantage to non-Alaskan vendors by virtue of the delivery destination. In order to print the garments with Alaskan labor and then deliver the garments back to Seattle, an Alaskan vendor must pay freight on the shipment to Alaska and then back to Washington, whereas a Washington vendor pays no freight on the garments at all. The approximate freight costs on this shipment are \$400.00 each way, thereby giving a Washington vendor an \$800.00 advantage over an Alaskan vendor, with the higher labor costs and overhead that an Alaskan company must endure, this is almost an insurmountable advantage.

Because of the reasons stated above, we request that the Department of Transportation amend the aforementioned bid to read as follows:

"Items are for delivery to: Department of Transportation Warehouse, 5000 Aircraft Drive, Anchorage, Alaska".

If the amendment is issued, then both the Washington vendor and the Alaskan vendor would be facing identical shipping costs, which would make the bid competitive rather than one-sided.

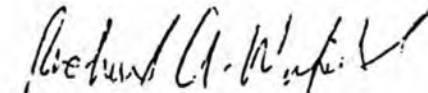
We are a 25 year old Alaskan company that competes effectively with Washington vendors on a regular basis, we use strictly Alaskan labor and all work is done in Alaska.

We realize that it is in the best interest of the State of Alaska to effect purchase and delivery of goods in the least expensive and most timely manner possible, but we do not feel that this should be done in such a way that it effectively eliminates an Alaskan vendor being awarded a contract.

We would appreciate a written reply to this letter, and we thank you for your time and consideration of this matter.

Respectfully,


Don S. Cartee
President


Richard A. Winfield
Sales Representative

cc-Governor Bill Sheffield
cc-Senator Mitch Abood
cc-Representative Roger Jenkins
cc-Representative Don Young
cc-Senator Ted Stevens

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