

Senate Study Bill 1065 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
STATE GOVERNMENT BILL BY
CHAIRPERSON DANIELSON)

A BILL FOR

1 An Act relating to notice requirements for public improvement
2 projects conducted by governmental entities and the
3 applicability of such requirements to the state board of
4 regents.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 26.2, subsection 2, Code 2015, is amended
2 to read as follows:

3 2. *“Governmental entity”* means the state, political
4 subdivisions of the state, public school corporations, and all
5 officers, boards, or commissions empowered by law to enter
6 into contracts for the construction of public improvements,
7 excluding ~~the state board of regents and the state department~~
8 of transportation. “Governmental entity” includes the state
9 board of regents as provided in section 26.4A.

10 Sec. 2. NEW SECTION. 26.4A State board of regents.

11 The state board of regents shall comply with this chapter
12 when advertising for bids and selecting the lowest responsible
13 bidder under section 262.34, subsection 1.

14 Sec. 3. Section 26.7, subsection 2, Code 2015, is amended
15 to read as follows:

16 2. ~~The notice to bidders may provide that bids will be~~
17 ~~received~~ The governmental entity shall accept and notify
18 bidders that the governmental entity will accept bids for
19 the furnishing of all labor and materials and furnishing or
20 installing equipment under one contract, or. The governmental
21 entity may accept and notify bidders that the governmental
22 entity will accept bids for parts thereof in separate sections.

23 EXPLANATION

24 The inclusion of this explanation does not constitute agreement with
25 the explanation's substance by the members of the general assembly.

26 The state board of regents is exempted from Code chapter
27 26, the Iowa Construction Bidding Procedures Act, through
28 a specific exemption in the Code chapter's definition of
29 “governmental entity”. This bill requires the state board
30 of regents to comply with this Code chapter when advertising
31 for bids and selecting the lowest responsible bidder for its
32 public improvement projects as governed by Code section 262.34,
33 subsection 1.

34 The bill requires governmental entities seeking to contract
35 for a public improvement project to notify bidders that bids

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1 covering all labor and materials related to the project will
2 be accepted. The bill also authorizes governmental entities
3 to allow bidders to submit separate bids for separate parts of
4 the project.