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February 15, 1961.

Senate File 248

Passed on File.

By STUART, VAN EATON and O'MALLEY.

Passed Senate, Date 4-11-61

Passed House, Date 4-14-61

Vote: Ayes 48 Nays 0

Vote: Ayes 90 Nays 0

Approved 4-19-61

aye 47 Nays 2 **A BILL FOR**

An Act to amend chapter twenty-three (23), Code 1958, to provide for competitive bidding on the construction, erection, alteration or repair of public improvements.

Be It Enacted by the General Assembly of the State of Iowa:

1 Section 1. Chapter twenty-three (23), Code 1958, is hereby
 2 amended by adding thereto the following new section:
 3 "Bids Required—Procedure. When the estimated cost of
 4 construction, erection, alteration or repair of any public
 5 improvement exceeds five thousand dollars (\$5,000) and the con-
 6 tracting procedure for the doing of the work is not otherwise
 7 provided for in another provision of law, the municipality shall
 8 advertise for bids on the proposed improvement by two (2)
 9 publications in a newspaper published in the county in which the
 10 work is to be done, the first of which shall be not less than
 11 fifteen (15) days prior to the date set for receiving bids, and
 12 shall let the work to the lowest responsible bidder submitting
 13 a sealed proposal; provided, however, if in the judgment of
 14 the municipality bids received be not acceptable, all bids may
 15 be rejected and new bids requested. All bids must be accom-
 16 panied, in a separate envelope, by a deposit of money or certi-
 17 fied check in an amount to be named in the advertisement for
 18 bids as security that the bidder will enter into a contract for
 19 the doing of the work. The municipality shall fix said bid
 20 security in an amount equal to at least five per cent (5%), but

21 not more than ten per cent (10%) of the estimated cost of
 22 the work. The checks or deposits of money of the unsuccessful
 23 bidders shall be returned as soon as the successful bidder is
 24 determined, and the check or deposit of money of the success-
 25 ful bidder shall be returned upon execution of the contract
 26 documents."

SENATE FILE 248

1 Amend Senate File 248 as follows:

2 1. Amend section 1 by inserting after the word
 3 "estimated" in line 3, the word "total"; also by inserting
 4 immediately before the word "alteration" in line 4, the following:
 5 "demolition,"; and also strike from lines 5, 6, and 7 the following
 6 "and the contracting procedure for the doing of the work is not
 7 otherwise provided for in another provision of law";

8 2. Further amend Senate File 248 by adding the following
 9 paragraph to section 1:
 10 "This section shall not apply to the construction, erection,
 11 demolition, alteration or repair of any public improvement when
 12 the contracting procedure for the doing of the work is provided
 13 for in another provision of law."

Filed
 March 8, 1961.

By STUART

Adopted 4/10

SENATE FILE 248

1 Amend the title to Senate File 248 by inserting in line two
 2 (2) after the word "erection," the word "demolition,"

Filed and adopted
 April 14, 1961.

RAPSON of Cherokee.

Senate concurred 4-18-61