

House File 2298 - Introduced

HOUSE FILE 2298

BY LOHSE

A BILL FOR

1 An Act relating to prequalification requirements for
2 competitive quotations and competitive bids for the
3 construction of public safety infrastructure and purchase of
4 public safety technology.

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

1 Section 1. Section 26.14A, Code 2024, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 3. A governmental entity may use a
4 prequalification requirement, specification requirement, or
5 a procurement evaluation to protect the public interest for
6 public safety infrastructure to be constructed for or public
7 safety technology to be purchased by the governmental entity,
8 including for traffic control devices, cameras, computers,
9 software, unmanned aerial vehicles, and solar, wind, or other
10 energy infrastructure or technology, through the limitation
11 on or preference against any product, technology, software,
12 design, or company from a country that is not a member of the
13 north Atlantic treaty organization.

14 Sec. 2. Section 26.16, Code 2024, is amended to read as
15 follows:

16 **26.16 Prequalification requirements prohibited.**

17 1. A Except to the extent provided in subsection 2, a
18 governmental entity shall not by ordinance, rule, or any
19 other action relating to contracts for public improvements
20 for which competitive bids are required by [this chapter](#)
21 impose any requirement that directly or indirectly restricts
22 potential bidders to any predetermined class of bidders defined
23 by experience on similar projects, size of company, union
24 membership, or any other criteria. However, a governmental
25 entity shall require nonresident bidders to comply with section
26 8A.311B, subsection 4.

27 2. A governmental entity may use a prequalification
28 requirement to disqualify a bid involving any product,
29 technology, software, design, or company from a country that
30 is not a member of the north Atlantic treaty organization for
31 public safety infrastructure to be constructed for or public
32 safety technology to be purchased by the governmental entity,
33 including for traffic control devices, cameras, computers,
34 software, unmanned aerial vehicles, and solar, wind, or other
35 energy infrastructure or technology.

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EXPLANATION

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

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4 This bill relates to prequalification requirements for the
5 construction of public safety infrastructure for and purchase
6 of public safety technology by a governmental entity. Under
7 current law, a governmental entity shall not impose any
8 requirement that directly or indirectly restricts potential
9 bidders to a predetermined class of bidders defined by certain
10 criteria. The bill allows a governmental entity to use
11 prequalification requirements to limit quotations or disqualify
12 bids involving any product, technology, software, design,
13 or company from a country that is not a member of the north
14 Atlantic treaty organization for the construction of public
15 safety infrastructure for or the purchase of public safety
16 technology by the governmental entity.