SENATE FILE 2279
BY COMMITTEE ON LOCAL GOVERNMENT

(SUCCESSOR TO SSB 3119)

(COMPANION TO HF 2366 BY COMMITTEE ON LOCAL GOVERNMENT)

(As Amended and Passed by the Senate February 22, 2022)

[= New Language by the Senate

A BILL FOR

An Act regarding electronic submission of bids for public improvement contracts.

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

Section 1. Section 26.7, subsection 1, paragraph a, Code 2022, is amended to read as follows:

a. The time, ~~and~~ place, and manner for filing sealed proposals.

Sec. 2. Section 26.7, Code 2022, is amended by adding the following new subsection:

NEW SUBSECTION. 1A. The notice to bidders may provide that bids may be received in an electronic format as determined by the governmental entity.

Sec. 3. Section 26.10, subsection 1, Code 2022, is amended to read as follows:

1. The date and time that each bid is received by the governmental entity, together with the name of the person receiving the bid, shall be recorded on the envelope containing the bid. If bids are received in an electronic format as provided in section 26.7, the governmental entity shall electronically record the date and time each bid is received. All bids received after the deadlines for submission of bids as stated in the project specifications shall not be considered and shall be returned to the late bidder unopened. The governmental entity shall open, announce the amount of the bids, and file all proposals received, at the time and place specified in the notice to bidders. The governmental entity may, by resolution, award the contract for the public improvement to the bidder submitting the lowest responsive, responsible bid, determined as provided in section 26.9, or the governmental entity may reject all bids received, fix a new date for receiving bids, and order publication of a new notice to bidders. The governmental entity shall retain the bid security furnished by the successful bidder until the approved contract form has been executed, a bond has been filed by the bidder guaranteeing the performance of the contract, and the contract and bond have been approved by the governmental entity. The provisions of chapter 573, where applicable, apply to contracts awarded under this chapter.