

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	9 - 0 - 1
Yeas:	Barton, Cameron, Edwards C., Esquivel, Kennemer, Matthews, Thatcher, Witt, Schaufler
Nays:	0
Exc.:	Holvey
Prepared By:	Theresa Van Winkle, Administrator
Meeting Dates:	3/30, 4/24

WHAT THE MEASURE DOES: Provides that a contracting agency may reject a bid for public improvement contract if the bidder does not demonstrate that they are “responsible.” Provides that bidder must demonstrate responsibility by showing that bidder has licenses that are required in order to undertake the work specified in the contract and that bidder is covered by liability and other insurance in amounts required in solicitation documents for public improvement contract.

ISSUES DISCUSSED:

- Provisions of the measure

EFFECT OF COMMITTEE AMENDMENT: Adds bidder qualifications of being either a self-insured employer under workers’ compensation law or a carrier-insured employer with workers’ compensation insurance coverage, and made the required first-tier subcontractor disclosure regarding workers’ compensation insurance coverage.

BACKGROUND: Current statute requires a contracting agency, while determining the lowest responsible bidder, to determine whether a bidder has met the standards of responsibility. Examples of “standards of responsibility” include the current availability or ability to obtain appropriate financial, material, equipment, facility, and personnel resources and expertise necessary to meet all contractual responsibilities. HB 2953-A expands the standards to include holding current licenses necessary to undertake or perform work specified in the contract, and being covered by workers’ compensation insurance, liability insurance, and other insurance in amounts required in the solicitation documents.

The measure also clarifies that a designation for or description of the public improvement project must be included in solicitation documents for a contract; current statute just requires the name of the public improvement project.