

Assembly Bill No. 2184

CHAPTER 62

An act to amend Section 22037 of the Public Contract Code, relating to public contracts.

[Approved by Governor July 9, 2010. Filed with Secretary
of State July 9, 2010.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2184, Arambula. Public contracts: local agency: alternative bidding procedures: notice.

The Uniform Public Construction Cost Accounting Act provides for alternative bidding procedures for public projects let by contract by a public agency when the public agency has voluntarily elected to become subject to the accounting procedures set forth in that law. That law sets forth publishing requirements for notices inviting formal bids to let contracts, including a requirement to mail the notice to all construction trade journals at least 30 calendar days before the date of opening the bids.

This bill would also require the notice to be sent electronically, if available, by either facsimile or electronic mail to all construction trade journals, and would require notice to be sent at least 15 calendar days before the date of opening the bids.

The people of the State of California do enact as follows:

SECTION 1. Section 22037 of the Public Contract Code is amended to read:

22037. Notice inviting formal bids shall state the time and place for the receiving and opening of sealed bids and distinctly describe the project. The notice shall be published at least 14 calendar days before the date of opening the bids in a newspaper of general circulation, printed and published in the jurisdiction of the public agency; or, if there is no newspaper printed and published within the jurisdiction of the public agency, in a newspaper of general circulation which is circulated within the jurisdiction of the public agency, or, if there is no newspaper which is circulated within the jurisdiction of the public agency, publication shall be by posting the notice in at least three places within the jurisdiction of the public agency as have been designated by ordinance or regulation of the public agency as places for the posting of its notices. The notice inviting formal bids shall also be sent electronically, if available, by either facsimile or electronic mail and mailed to all construction trade journals specified in Section 22036. The notice shall be sent at least 15 calendar days before the date of opening the bids.

In addition to notice required by this section, the public agency may give such other notice as it deems proper.