

Introduced by Senator Rubio

February 17, 2011

An act to amend Section 20111.5 of the Public Contract Code, relating to public contracts.

LEGISLATIVE COUNSEL'S DIGEST

SB 600, as introduced, Rubio. Public contracts: school districts: bidding requirements.

Under existing law, the governing board of a school district may require each prospective bidder for specified contracts to submit a standardized questionnaire and financial statement, including information relating to financial ability and experience in performing public works. Existing law further requires a school district requiring the above information to adopt and apply a uniform system of rating bidders on the basis of the completed questionnaires and financial statements, as specified to rate bidders to determine the size of contract for which the bidder is qualified.

This bill would make a technical, nonsubstantive change to this provision.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

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

- 1 SECTION 1. Section 20111.5 of the Public Contract Code is
- 2 amended to read:
- 3 20111.5. (a) The governing board of the district may require
- 4 that each prospective bidder for a contract, as described under
- 5 Section 20111, complete and submit to the district a standardized

1 questionnaire and financial statement in a form specified by the
2 district, including a complete statement of the prospective bidder's
3 financial ability and experience in performing public works. The
4 questionnaire and financial statement shall be verified under oath
5 by the bidder in the manner in which civil pleadings in civil actions
6 are verified. The questionnaires and financial statements shall not
7 be public records and shall not be open to public inspection.

8 (b) Any school district requiring prospective bidders to complete
9 and submit questionnaires and financial statements, as described
10 in subdivision (a), shall adopt and apply a uniform system of rating
11 bidders on the basis of the completed questionnaires and financial
12 statements, in order to determine the size of the contracts upon
13 which each bidder shall be deemed qualified to bid.

14 (c) Each prospective bidder on any contract described under
15 Section 20111 shall be furnished by the school district letting the
16 contract with a standardized proposal form that, when completed
17 and executed, shall be submitted as his or her bid. Bids not
18 presented on the forms so furnished shall be disregarded.

19 (d) A proposal form required pursuant to subdivision (c) shall
20 not be accepted from any person or other entity ~~who~~ that is required
21 to submit a completed questionnaire and financial statement for
22 prequalification pursuant to subdivision (a), but has not done so
23 at least five days prior to the date fixed for the public opening of
24 sealed bids or has not been prequalified, pursuant to subdivision
25 (b), for at least one day prior to that date.

26 (e) Notwithstanding subdivision (d), any school district may
27 establish a process for prequalifying prospective bidders pursuant
28 to this section on a quarterly basis and may authorize that
29 prequalification to be considered valid for up to one calendar year
30 following the date of initial prequalification.