

Senate Bill No. 266

CHAPTER 159

An act to add Section 6610 to the Public Contract Code, relating to public contracts.

[Approved by Governor July 21, 2000. Filed with
Secretary of State July 21, 2000.]

LEGISLATIVE COUNSEL'S DIGEST

SB 266, Chesbro. Public contracts: bids.

Existing law generally requires public agencies and contractors to take various actions with regard to bidding for public contracts.

This bill would impose a state-mandated local program by requiring that when a public agency invites formal bids for public projects, and requires that there be a mandatory prebid site visit, conference, or other mandatory meeting prior to the submission of the bid by a contractor, that the public agency provide a notice of that requirement that includes specified information.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

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

SECTION 1. Section 6610 is added to the Public Contract Code, to read:

6610. Notice inviting formal bids for projects by a public agency that include a requirement for any type of mandatory prebid conference, site visit, or meeting shall include the time, date, and location of the mandatory prebid site visit, conference or meeting, and when and where project documents, including final plans and specifications are available. Any mandatory prebid site visit, conference or meeting shall not occur within a minimum of five calendar days of the publication of the initial notice. This provision shall not apply to the Regents of the University of California.

SEC. 2. Notwithstanding Section 17610 of the Government Code, if the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code. If the statewide cost of the claim for reimbursement does not exceed one million dollars (\$1,000,000), reimbursement shall be made from the State Mandates Claims Fund.

