WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1969

ENROLLED

HOUSE BILL No. 632

(By Mr. Speaker, Mr. Baranek)

PASSED  Feb. 10, 1969
In Effect  Ninety Days

FILED IN THE OFFICE
JOHN Q. LEOHARDT, IV
SECRETARY OF STATE
THE DATE 2-20-69
AN ACT to amend and reenact section fourteen, article three, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the purchasing division.

Be it enacted by the Legislature of West Virginia:

That section fourteen, article three, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 3. PURCHASING DIVISION.

§5A-3-14. Bids to be based on standard specifications; awards to lowest responsible bidder; uniform bids; record of bids.

1 Bids shall be based on the standard specifications promulgated and adopted in accordance with the provisions
of section five of this article. All open market orders, purchases based on advertised bid requests, or contracts made by the director or by a state department shall be awarded to the lowest responsible bidder, taking into consideration the qualities of the articles to be supplied, their conformity with specifications, their suitability to the requirements of the state government, and the delivery terms. Any or all bids may be rejected. If all bids received on a pending contract are for the same unit price or total amount, the director shall have authority to reject all bids, and to purchase the required commodities and printing in the open market, if the price paid in the open market does not exceed the bid prices.

All bidders submitting bid proposals to the purchasing division are required to submit an exact or duplicate copy to the state auditor. Both copies must be received at the respective offices prior to the specified date and time of the bid openings. The failure to deliver or the nonreceipt of these bid forms at either of these offices prior to the appointed date and hour are grounds for rejection of the bids. Any deviation between the bids
submitted to the purchasing division and the state auditor are cause for rejection of the bids.

Each bid, with the name of the bidder, shall be entered on a record and each record, with the successful bid indicated thereon, shall, after the award of the order or contract, be open to public inspection.

At the request of either the state auditor or the director of purchasing, the legislative auditor shall make a check of old bids and destroy same if space limitations demand.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within is approved this the 18th day of February, 1969.

Governor
PRESENTED TO THE GOVERNOR

Date: 2/13/69
Time: 3:15 p.m.