

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1969



ENROLLED

HOUSE BILL No. 632

(By Mr. Speaker, Mr. Borawski)



PASSED Feb. 10, 1969

In Effect thirty days from Passage



FILED IN THE OFFICE
JOHN D. HENNINGFELD, IV
SECRETARY OF STATE

THIS DATE 2-20-69

#632

ENROLLED

House Bill No. 632

(By MR. SPEAKER, MR. BOIARSKY)

[Passed February 10, 1969; in effect ninety days from passage.]

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 pro-
- 2 mulgated and adopted in accordance with the provisions

3 of section five of this article. All open market orders,
4 purchases based on advertised bid requests, or contracts
5 made by the director or by a state department shall be
6 awarded to the lowest responsible bidder, taking into
7 consideration the qualities of the articles to be supplied,
8 their conformity with specifications, their suitability to
9 the requirements of the state government, and the de-
10 livery terms. Any or all bids may be rejected. If all
11 bids received on a pending contract are for the same unit
12 price or total amount, the director shall have authority to
13 reject all bids, and to purchase the required commodities
14 and printing in the open market, if the price paid in the
15 open market does not exceed the bid prices.

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

24 submitted to the purchasing division and the state auditor
25 are cause for rejection of the bids.

26 Each bid, with the name of the bidder, shall be en-
27 tered on a record and each record, with the successful
28 bid indicated thereon, shall, after the award of the order
29 or contract, be open to public inspection.

30 At the request of either the state auditor or the director
31 of purchasing, the legislative auditor shall make a check
32 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.

William Tompa
Chairman Senate Committee

Clayton C. Davidson
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Howard Hughes
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Raymond J. Evans
President of the Senate

Don F. Boiesky
Speaker House of Delegates

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

Arch A. Shaare Jr.
Governor



PRESENTED TO THE
GOVERNOR

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

RECEIVED

FEB 20 10 25 AM '69
OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA