

House Bill 489 (COMMITTEE SUBSTITUTE)

By: Representatives McCall of the 33rd, Powell of the 32nd, Glanton of the 75th, and Bentley of the 139th

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 36 of the Official Code of Georgia Annotated, relating to local government,
2 so as to provide that the Georgia Procurement Registry shall be used for the advertisement
3 of certain bid opportunities for goods and services and public works construction contracts
4 by a county, municipal corporation, or local board of education; to provide that
5 advertisement via the Georgia Procurement Registry shall be at no cost to local government
6 entities; to authorize the advertisement of such bid opportunities by local government entities
7 in other media; to provide for related matters; to repeal conflicting laws; and for other
8 purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 SECTION 1.

11 Title 36 of the Official Code of Georgia Annotated, relating to local government, is amended
12 in Chapter 80, relating to general provisions applicable to counties, municipal corporations,
13 and other governmental entities, by adding a new Code section to read as follows:

14 "36-80-26.

15 If a bid is extended by a county, municipal corporation, or local board of education for
16 goods and services valued at \$10,000.00 or more or if a bid is extended for public works
17 construction contracts valued at \$100,000.00 or more, such bid opportunity shall be
18 advertised by such respective local governmental entity in the Georgia Procurement
19 Registry, as established in subsection (b) of Code Section 50-5-69, at no cost to the local
20 governmental entity. Such bid opportunity may also be advertised in the official legal
21 organ of the county, municipal corporation, or local board of education in the same manner
22 as required by Code Section 36-91-20 or other media normally utilized by the local
23 governmental entity when advertising bid opportunities, including the Internet website of
24 the local governmental entity. Each advertisement shall include such details and
25 specifications as will enable the public to know the extent and character of the bid
26 opportunity."

27

SECTION 2.

28 Said title is further amended in Code Section 36-91-20, relating to contracting and bidding
29 requirements for public works construction contracts, by revising paragraph (1) of subsection
30 (b) as follows:

31 "(b)(1) Prior to entering into a public works construction contract other than those
32 exempted by Code Section 36-91-22, a governmental entity shall publicly advertise the
33 contract opportunity. Such notice shall be posted conspicuously in the governing
34 authority's office and shall be advertised in the legal organ of the county or by electronic
35 means on an Internet website of the governmental entity or ~~an~~ any appropriate Internet
36 ~~website~~ websites identified by the governmental entity which ~~may~~ shall include the
37 Georgia Procurement Registry as provided by Code Section 50-5-69."

38

SECTION 3.

39 All laws and parts of laws in conflict with this Act are repealed.