



# 126th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2013

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Legislative Document

No. 814

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H.P. 565

House of Representatives, March 5, 2013

### An Act To Clarify the Request for Proposal Process

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Reference to the Committee on State and Local Government suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative SIROCKI of Scarborough.  
Cosponsored by Representatives: PARRY of Arundel, SANDERSON of Chelsea, VOLK of Scarborough.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 5 MRSA §1825-B, sub-§7**, as amended by PL 1997, c. 263, §1, is further  
3 amended to read:

4 **7. Awards to best-value bidder.** Except as otherwise provided by law, orders  
5 awarded or contracts made by the Director of the Bureau of General Services or by any  
6 department or agency of the State must be awarded to the best-value bidder, taking into  
7 consideration the qualities of the goods or services to be supplied, their conformity with  
8 the specifications, the purposes for which they are required, the date of delivery and the  
9 best interest of the State. If the bidder that was initially awarded the order or contract  
10 does not perform, the Director of the Bureau of General Services may cancel the contract  
11 and award a new contract to the 2nd best-value bidder. The order or contract may not be  
12 awarded to a bidder that the Director of the Bureau of General Services determined was  
13 not in compliance at the time the initial bid was submitted. When awarding a contract to  
14 the best-value bidder, the Director of the Bureau of General Services shall notify the  
15 bidder in writing that, once the initial contract for goods or services has expired, the  
16 bidder will be required to submit a new proposal if the bidder wants to be considered for  
17 a new contract to supply those goods or services.

18 **SUMMARY**

19 This bill proposes to require the Department of Administrative and Financial  
20 Services, Bureau of General Services to notify winning bidders that, once their initial  
21 contract for supplying goods or services has expired, they are required to go through the  
22 request for proposal process again in order to continue providing their goods or services.