

House Bill 489 (AS PASSED HOUSE AND SENATE)

By: Representatives McCall of the 33rd, Powell of the 32nd, Glanton of the 75th, Bentley of the 139th, and Newton of the 123rd

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 or proposal opportunities for goods and services and public works construction
4 contracts 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 or proposal opportunities by local
7 government entities in other media; to provide for related matters; to repeal conflicting laws;
8 and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

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

13 "36-80-26.

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

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SECTION 3.

40 All laws and parts of laws in conflict with this Act are repealed.