

IN THE SENATE

SENATE BILL NO. 1224

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO THE STATE PROCUREMENT ACT; AMENDING SECTION 67-9211, IDAHO CODE,
TO REVISE PROVISIONS REGARDING MULTIPLE AWARDS; AND DECLARING AN EMER-
GENCY AND PROVIDING AN EFFECTIVE DATE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 67-9211, Idaho Code, be, and the same is hereby
amended to read as follows:

67-9211. MULTIPLE AWARDS. (1) Notwithstanding any provision of this
chapter to the contrary, the administrator may make an award of a contract to
two (2) or more bidders to furnish the same or similar property when more than
one (1) contractor is necessary:

(a) To furnish the types of property and quantities required by state
agencies;

(b) To provide expeditious and cost-efficient acquisition of property
for state agencies; or

(c) To enable state agencies to acquire property that is compatible
with property previously acquired.

(2) No award of a contract to multiple bidders shall be made under this
section unless the administrator makes a written determination showing that
multiple awards satisfy one (1) or more of the criteria set forth in this sec-
tion.

(3) When a contract for property has been awarded to two (2) or more
bidders in accordance with this section, a state agency shall make purchases
from the contractor whose terms and conditions ~~regarding price, availabil-
ity, support services and delivery~~ are most advantageous to the agency. A
state agency may implement a reasonable process by which to identify the most
advantageous contractor for commonly purchased property and may purchase
such property from that contractor for up to one (1) year before repeating
the identification process.

(4) A multiple award of a contract for property under this section
shall not be made when a single bidder can reasonably serve the acquisition
needs of state agencies. ~~A multiple award of a contract shall only be made
to the number of bidders necessary to serve the acquisition needs of state
agencies.~~ When awarding open contracts, the administrator may make multiple
awards to provide agencies a reasonable variety of property and vendors.

SECTION 2. An emergency existing therefor, which emergency is hereby
declared to exist, this act shall be in full force and effect on and after
July 1, 2024.