

CHAPTER 30

LABOR AND INDUSTRY

HOUSE BILL 99-1100

BY REPRESENTATIVES Tapia, Chavez, Coleman, Gagliardi, Grossman, Lee, Mace, Nunez, Plant, Spradley, Vigil, and Zimmerman;
also SENATORS Dennis and Chlouber.

AN ACT

CONCERNING THE ELIGIBILITY CRITERIA FOR RESIDENT BIDDERS GIVEN BID PREFERENCE ON CONSTRUCTION CONTRACTS FOR PUBLIC PROJECTS.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 8-19-102 (2) (b), Colorado Revised Statutes, is amended to read:

8-19-102. Definitions. As used in this article, unless the context otherwise requires:

(2) "Resident bidder" means:

(b) A person, partnership, corporation, or joint venture which:

(I) Is authorized to transact business in Colorado; ~~which~~

(II) Maintains a place of business in Colorado; ~~and which~~

(III) Has paid Colorado unemployment compensation taxes in at least seventy-five percent of the eight quarters immediately prior to bidding on a construction contract for a public project.

SECTION 2. Article 19 of title 8, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

8-19-102.5. Resident bidder - reciprocity. NOTWITHSTANDING ANY PROVISION OF THIS PART 1 TO THE CONTRARY, THE RESIDENCE, REGISTRATION, UNEMPLOYMENT COMPENSATION, AND OTHER PREFERENCE CONDITIONS APPLIED TO A COLORADO

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

RESIDENT BIDDER DOING BUSINESS IN ANOTHER STATE OR FOREIGN COUNTRY SHALL BE APPLIED TO A RESIDENT BIDDER FROM THAT STATE OR FOREIGN COUNTRY DOING BUSINESS IN COLORADO IN DETERMINING WHETHER A PREFERENCE SHALL BE ALLOWED.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 17, 1999