

HOUSE BILL 2909

By Howell

AN ACT to amend Chapter 313 of the Private Acts of 1951; as amended by Chapter 38 of the Private Acts of 1987; Chapter 29 of the Private Acts of 2007; and any other acts amendatory thereto, relative to purchasing in Bradley County.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 313 of the Private Acts of 1951, as amended by Chapter 38 of the Private Acts of 1987, Chapter 29 of the Private Acts of 2007, and any other acts amendatory thereto, is amended by deleting Section 2 and substituting the following:

That in carrying out the provisions of this Act the County Executive, as County Purchasing Agent, shall make such purchases only after he or she has received competitive bids from two (2) or more suppliers of such items, and in every case the purchase shall be made from the lowest and best bidder. Public advertisement and competitive bids shall not be required for:

(1) General fund, board of education, and road department purchases with a monetary value being less than twenty-five thousand dollars (\$25,000); and

(2) Any purchases that must be made in emergencies.

The County Executive, as County Purchasing Agent, shall in every case reserve the right to reject any bids submitted to him or her either in whole or in part, and whenever two (2) or more low bids are submitted to him or her for an item at the same price for the same character, kind, and quantity of supplies, he or she may in his or her discretion award the contract to either of such bidders or may apportion the requirements between or among the representative bidders.

SECTION 2. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Bradley County. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.

SECTION 3. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 2.