

Superseded 3/28/2016

63G-6a-604 Bid opening and acceptance.

- (1) Bids shall be opened:
 - (a) publicly, except as provided in Section 63G-6a-611;
 - (b) in the presence of one or more witnesses, unless an electronic bid opening process is used where bidders may see the opening of the bid electronically; and
 - (c) at the time and place indicated in the invitation for bids.
- (2) Bids shall be accepted unconditionally, without alteration or correction, except as otherwise authorized by this chapter.
- (3)
 - (a) The procurement officer shall reject a bid that is not responsive or responsible.
 - (b) A bid that is not responsive includes a bid that:
 - (i) is conditional;
 - (ii) attempts to modify the bid requirements;
 - (iii) contains additional terms or conditions; or
 - (iv) fails to conform with the requirements or specifications of the invitation for bids.
 - (c) A bid that is not responsible includes a bid where the procurement officer reasonably concludes that the bidder or an employee, agent, or subcontractor of the bidder, at any tier, is unable to satisfactorily fulfill the bid requirements.
- (4) An issuing procurement unit may not accept a bid after the time for submission of a bid has expired.
- (5) The procurement officer shall:
 - (a) record the name of each bidder and the amount of each bid; and
 - (b) after the bid is awarded, make the information described in Subsection (5)(a) available for public disclosure.