

SENATE AMENDMENT NO. _____

Offered by _____ Of _____

Amend SCS/Senate Bill No. 769, Page 1, Section A, Line 4,

by inserting after all of said line the following:

"8.301. 1. Neither the state nor any political subdivision thereof shall:

(1) Condition a contract upon a requirement that a bidder have a specified experience modification factor;

(2) Make an offer to contract conditioned upon bidder having a specified experience modification factor;

(3) Issue an advertisement for bids on a contract containing a requirement that the bidder have a specified experience modification factor;

(4) Solicit bids for a contract conditioned upon a bidder having a specified experience modification factor; or

(5) Weight any bidder for a contract favorably or unfavorably based upon the bidder's experience modification factor.

2. For purposes of this section, the phrase "experience modification factor" shall mean the factor calculated pursuant to the provisions of chapter 287."; and

Further amend said bill, page 13, section 165.271, line 34, by inserting after all of said line the following:

1 "386.205. 1. A public utility shall not:

2 (1) Condition a contract upon a requirement that a bidder
3 have a specified experience modification factor;

4 (2) Make an offer to contract conditioned upon bidder
5 having a specified experience modification factor;

6 (3) Issue an advertisement for bids on a contract
7 containing a requirement that the bidder have a specified
8 experience modification factor;

9 (4) Solicit bids for a contract conditioned upon a bidder
10 having a specified experience modification factor; or

11 (5) Weight any bidder for a contract favorably or
12 unfavorably based upon the bidder's experience modification
13 factor.

14 2. For purposes of this section, the phrase "experience
15 modification factor" shall mean the factor calculated pursuant to
16 the provisions of chapter 287."; and

17 Further amend the title and enacting clause accordingly.