

LAWS OF DELAWARE  
VOLUME 84  
CHAPTER 45  
152nd GENERAL ASSEMBLY  
FORMERLY  
SENATE BILL NO. 73

AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO PUBLIC WORKS BIDDER PREQUALIFICATION REQUIREMENTS.

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

Section 1. Amend Chapter 69, Title 29 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 6962. Large public works contract procedures [For application of this section, see 82 Del. Laws, c. 36, § 3].

(c) Bidder prequalification requirements. —

(2) The prequalification classification issued by the Office as part 1 of the prequalification process shall be valid for ~~12~~ 24 months. A contractor or subcontractor subject to prequalification shall request to be reclassified by the Office after the ~~12-month~~ 24-month period in order to remain eligible to bid on public works contracts that require prequalification. A contractor or subcontractor who holds a valid prequalification classification shall report any material changes which could adversely affect the prequalification, as established in paragraph (c)(3) of this section, to the Office in writing within 10 days of the material change. A contractor or subcontractor may report to the Office in writing material changes which could positively affect the prequalification, as established in paragraph (c)(3) of this section. Based on the information provided, the Office may change the classification or revoke prequalification at the sole discretion of the Director.

Approved June 9, 2023