

ENGINEERING-OF-ANY-PORT-FACILITY-SHALL-BE-ADVERTISED-AND-LET-UPON
SEALED-BIDS-TO-THE-LOWEST-RESPONSIBLE-BIDDER.--THE-ADMINISTRATION
MAY, SUBJECT-TO-COMMISSION-APPROVAL, REJECT-ANY-AND-ALL-BIDS.

{3}--THE---COMMISSION---MAY---SUSPEND--AND--WAIVE--THE
PROVISIONS-OF-SUBSECTION-(2)-REQUIRING-COMPETITIVE-BIDS-WHENEVER:

{I}--SPECIFICATIONS--CANNOT--BE--PREPARED---THAT
PERMIT-AN-AWARD-ON-THE-BASIS-OF-COMPETITIVE-SEALED-BIDS;

{II}--THE--PURCHASE--IS--TO--BE--MADE-FROM-OR-THE
CONTRACT-IS-TO-BE-MADE-WITH-THE-FEDERAL-OR-ANY--STATE--GOVERNMENT
OR-ANY-AGENCY-OR-POLITICAL-SUBDIVISION-THEREOF;

{III}--THERE-IS-AN-UNANTICIPATED-EMERGENCY-WHICH
LEAVES-INSUFFICIENT-TIME-TO-USE-COMPETITIVE-SEALED-BIDS;

{IV}--THERE-IS-ONLY-ONE-AVAILABLE-SOURCE;

{V}--THE--EQUIPMENT--TO--BE--PURCHASED--IS--OF-A
TECHNICAL-NATURE-AND-THE-PROCUREMENT-THEREOF-WITHOUT--ADVERTISING
IS--NECESSARY-IN-ORDER-TO-ASSURE-STANDARDIZATION-OF-EQUIPMENT-AND
INTERCHANGEABILITY-OF-PARTS-IN-THE-PUBLIC-INTEREST; OR

{VI}--IT-IS-DETERMINED-BY-THE-COMMISSION-THAT-IT
IS-IN-THE-BEST-PUBLIC-INTEREST-TO-USE-ANOTHER-AUTHORIZED-METHOD.

{4}--WHEN---EXCEPTION---{3}{I}---IS---OPERATIVE---THE
PROCUREMENT--SHALL-BE-MADE-THROUGH-COMPETITIVE-NEGOTIATION.--WHEN
EXCEPTIONS-{3}{II}-THROUGH-{VI}-ARE-OPERATIVE-THE-PROCUREMENT-MAY
BE-MADE-THROUGH-NONCOMPETITIVE-NEGOTIATION:

{B}--NOTWITHSTANDING-ANY-OTHER-LAWS-OF-THIS--STATE--RELATING
TO--ANY--OTHER-STATE-EMPLOYEES-THE-COMMISSION-MAY-ADOPT-RULES-AND
REGULATIONS-TO-GOVERN-PERSONNEL-OF-THE-ADMINISTRATION.--PRIOR--TO
NOVEMBER--1,--1988--THE--COMMISSION-SHALL-PRESENT-THESE-RULES-AND
REGULATIONS-TO-THE-LEGISLATIVE-POLICY-COMMITTEE-FOR-THEIR-REVIEW.
THE-COMMISSION-HAS-THE-AUTHORITY-TO:

{1}--ESTABLISH-A-PERSONNEL-SYSTEM-BASED-ON--MERIT--AND
FITNESS;

{2}--CREATE--AND--ABOLISH--ANY-POSITION-OTHER-THAN-ONE
SPECIFICALLY-PROVIDED-FOR-IN-THIS-TITLE;

{3}--DETERMINE---THE---QUALIFICATION,---APPOINTMENT,
REMOVAL,---TERM,---TENURE,---COMPENSATION,---BENEFITS,---HOLIDAY-SCHEDULE,
LEAVE-POLICY,---AND-ANY-OTHER-MATTER-CONCERNING-EMPLOYEES;

(A) (1) NOTWITHSTANDING ANY OTHER PROVISION OF LAW RELATING
TO ANY OTHER STATE EMPLOYEES, THE COMMISSION MAY ADOPT
REGULATIONS TO GOVERN THE PERSONNEL OF THE ADMINISTRATION.
BEFORE NOVEMBER 1, 1988, THE COMMISSION SHALL PRESENT ANY