



WEBSITE DEVELOPMENT CONSULTANT
REQUEST FOR BID
May 17, 2024

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SECTION 1: GENERAL BID INFORMATION

1.1 LOTTERY MISSION & VISION

The mission of the Idaho Lottery is to responsibly provide entertaining games with a high degree of integrity to maximize the dividend for Idaho Public Schools and Buildings.

The vision for the Idaho Lottery is to be the highest performing jurisdiction in North America.

1.2 RFB OVERVIEW

The Idaho Lottery, (hereinafter "Lottery") is inviting proposals from qualified, Web Development companies to provide consulting services for the Idaho Lottery's website rebuild.

1.3 BID AND PROJECT TIMELINE

The anticipated timeline of events is as follows:

<u>EVENT:</u>	<u>DATE AND YEAR:</u>
Publish Request for Bid document	May 17, 2024
Bid Submission deadline (4:00 p.m. MT)	June 17, 2024
Committee Recommendation to Lottery Director	July 9, 2024
Idaho Lottery Commission Approval	July 19, 2024
Notification to Respondents	July 19, 2024
Contract negotiation	July 19 - 31, 2024
New Contract in Place	August 1, 2024
Project begins	August 1, 2024
Estimated completion date	December 1, 2025

This timeline is subject to change at the discretion of the Lottery.

1.4 LATE BIDS

Any Bids received after 4:00 p.m. MT on June 17, 2024 will be disqualified.

1.5 LOTTERY CONTACT INFORMATION:

If you need clarification or have questions about the proposed website project, please contact:

Sherie Moody-St.Clair

Deputy Director of Marketing, Idaho Lottery

1199 Shoreline Lane, Suite 100

Boise, ID 83702

(208) 780-2530 or cell (208) 608-3893

sms@lottery.idaho.gov

1.6 BID SUBMISSION

Please send bids to:

Idaho Lottery
Attn: Sherie Moody-St.Clair
1199 Shoreline Lane, Suite 100
Boise, ID 83702

-OR-

Electronically to:

sms@lottery.idaho.gov

If sent electronically, an email receipt will be provided. It is the responsibility of the sender to confirm receipt of documents.

Additionally, one (1) complete redacted electronic version (.pdf file) of your entire bid must be provided for public record request purposes in accordance with, and subject to, Appendix B, herein, Public Records And Requests For Confidentiality, p.14.

Failure to comply with or adequately respond to requested information in any section of the RFB may result in Bid rejection.

Determination of the winning bid, if any, will be at the sole discretion of the Idaho Lottery. The Lottery does not guarantee that any bid will be chosen.

SECTION 2: PROJECT BACKGROUND AND DESCRIPTION:

2.1 PROJECT BACKGROUND

The Lottery's current main website, www.idaholottery.com was designed and launched in 2018. At the time it was a brand new look and feel created after doing user research. It is currently built on ExpressionEngine 6 and connects 3rd party dating using RESTful API calls and SOAP API calls. As the system became more robust and the workload increased for site, ExpressionEngine could not handle the requests by the users' interactions along with the API calls required to run the system proficiently. Currently the cache system by ExpressionEngine is accounting for high latency, which leads to long load times on high traffic pages. The web site occasionally experiences high traffic spikes on specific lottery events throughout the year. On these occasions the site becomes overwhelmed and crashes.

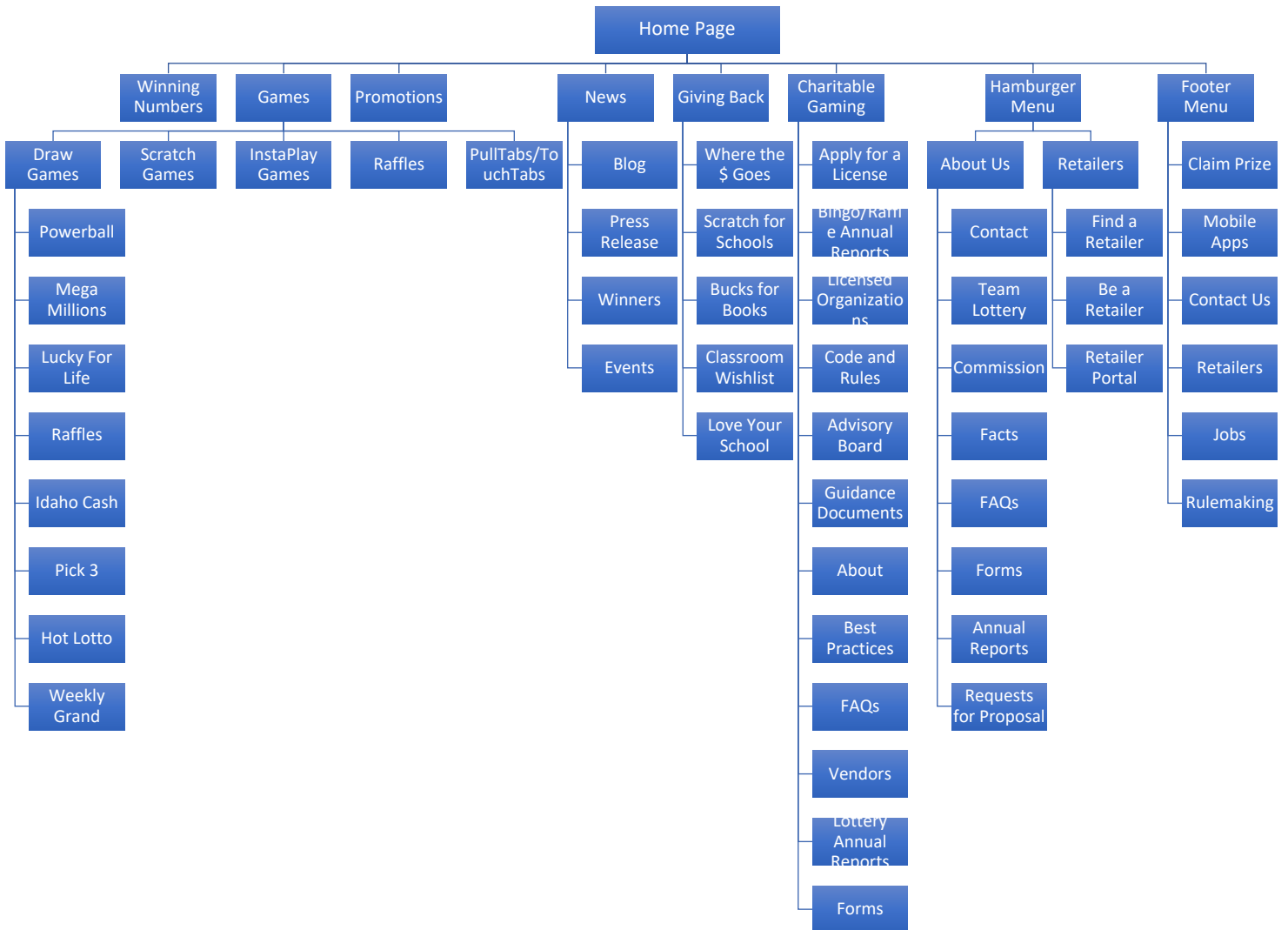
2.2 PROJECT OBJECTIVES

- 1) To stabilize the site's workload and ensure the response times and throughput rates within 1-2 seconds or less.
- 2) Upgrade the website to be built on a Drupal framework maintainable by the Idaho Lottery developers.

- 3) The new system must handle an increase of five to ten thousand plus user interactions while still maintaining under <60% CPU usage on website and database.
- 4) Remove single point of failure by separating database interaction into a scalable database design.
- 5) Separate mobile app database from main website database.
- 6) Update the architectural design to function with, but not be exclusive to, Drupal, AWS, Docker, and Git frameworks.
- 7) Create an optimal environment and knowledge for developers to develop future applications without consulting.
- 8) Implement new home page features identified as desirable changes.

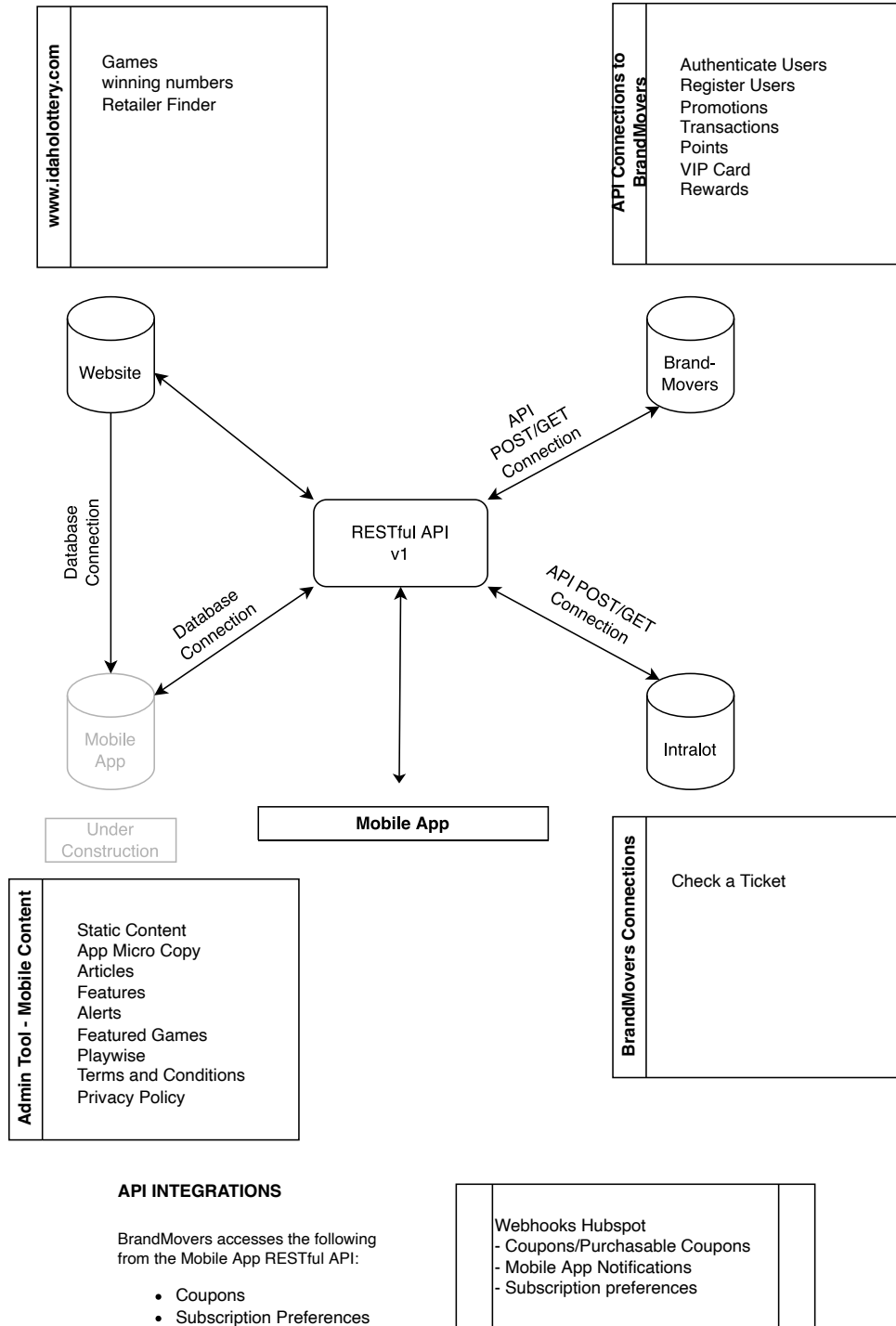
2.3 CURRENT WEBSITE OVERVIEW

a. Current Site Map



b. Current Site Connections:

Third party connections rely on the Site API using GET and POST request to mobile application. The website links to a VIP portal where users can register to receive rewards and promotions based on a point system. This VIP portal is hosted by Brandmovers. Idaho Lottery also consists of a mobile application. The mobile app and the VIP portal both utilize the website API to gather data. The mobile application of the Lottery is hosted by C308.



Current Automated Web Updates:

- Benefits paid to the state – runs nightly.
- Ad Builder – runs every hour, 24/7.
- InstaPlay winners – runs nightly, includes total number of winners, total amount of \$ paid, puts in DB. We used to display this, but not since Gamecenter. It still runs, however.
- Lucky for Life – runs every 5 minutes for 7 hours starting at 9pm on Mondays and Thursdays – double feed that automates winning numbers, winners and tiers.
- Load Retail Zone Financials for Retailers – runs at 8pm Sunday Nights.
- Mega Millions Update – runs every 15 minutes for 7.5 hours starting at 9:10 pm on Tuesdays and Fridays – triple feed that automates winning numbers, winners and tiers, jackpot.
- MUSL Update – runs every 15 minutes for 7.5 hours starting at 9:10 pm on Wednesdays and Saturdays – large group process that automates Powerball numbers, winners and prize tiers, jackpot; Hot Lotto/Lotto America numbers, winners and prize tiers, and jackpot.
- Newsletter – runs nightly to check to see if a newsletter has been created and needs to be automatically sent out.
- Pick3 – runs every day after the afternoon draw, and every evening after the evening draw. Automates winning numbers, winners and prize tiers.
- Raffle – Runs every 2 minutes during raffle season. Updates the number of tickets sold in the DB.
- RSS Email – Runs nightly at 9:15 pm, sends an email to the news groups with the day's winning numbers. Not sure if we still need this?
- Prizes Remaining – runs at 3:00 am, updates remaining scratch prizes to main site and Gamecenter.
- Retailer Finder – runs at 3:10 am, updates all retailer location information.
- Weekly Grand – runs at 8:15 pm on Wednesdays and Saturdays, automates Weekly Grand Winning Numbers and winners.
- InstaPlay Jackpots – updates every 2 minutes – site reads directly from the files / no DB automation involved, just SFTP from BOS.
- Winners feed – Updates nightly – contains the date, name of winner, game, and amount won for winners of over \$1000; contains past 30 days' worth.

Manual Updates Through the Admin:

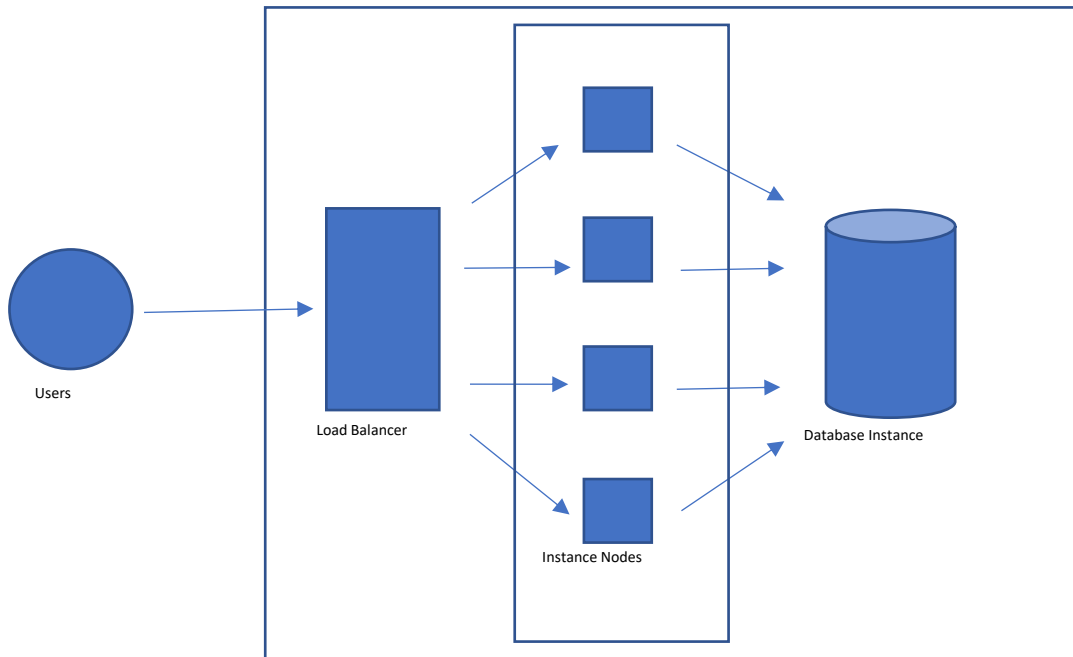
- Where the \$ Goes
- Events
- New Scratch Games
- New InstaPlay Games
- New Draw Games
- New TouchTabs/PullTabs
- Press Releases
- Home Banner Content

- Footer Banner Content

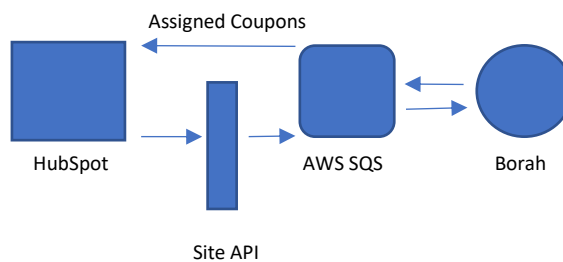
d. Current Website Hosting Situation

Currently the web site versioning control is on Git and hosted on GitHub. Amazon webservices EC2 handles the computing platform by utilizing four production instances and 2 development instances. Within the systems are packaged using Docker. The production environment and the development environment each have one relational database instance that runs MariaDB.

The API instances are set up in similar fashion except there are 3 production instances and 1 development instance that points to the website database instance. AWS handles the security and load balancing of the systems. AWS would have to stay within the scope of the proposed architecture, unless a better solution is proposed.



Borah is an in-house development service that generates and assigns coupons for Lottery VIP members. It has one production instance and one development instance. The coupon data is gathered by the Site API with user data provided by HubSpot and Brandmovers. Once generated AWS SQS handles the assigned coupons back to HubSpot to dispense the coupons accordingly.



e. **New Website Improvements Needed**

In the process of moving our website to a new platform, we would like to implement the following updates:

1. **Set-up NEW separate database for main site and mobile app:**

To eliminate a single point of failure and to isolate traffic, the Idaho Lottery would will have our mobile app developer create a new database in our AWS environment to support just the mobile app. We also will create a new database for the new main site. Once the project is completed and the new main site is live, the old database and server will be decommissioned.

2. **Home Page:**

- Home Page Main Ad Banner: Make the home page rotating banner shorter and allow the banner to auto-scroll. Create an indicator at the bottom that will allow users to scroll to next and see how many more banners there are to view.
- Jackpot and Winning Number area: Add the most current winning numbers to the jackpot area for draw games for quick access to Draw information.
- Move the Check Numbers button: We've found this button to be a little hidden. Suggestion is to either make it part of the top navigation or more obvious.

2.4 IDAHO LOTTERY WEB DEVELOPMENT TEAM

Juan Aguilera – Back End Web Developer, Idaho Lottery

- Software architecture, development, design, and testing practices
- Programming languages, software development tool suites and managing source code.
- Experience as a Developer, with demonstrated continual increase in responsibilities.
- Experience managing and developing in a LAMP or LEMP Stack (Linux, Apache/NGINX, MYSQL, PHP) environment.
- Experience with version control software (Git) on Github platform.
- Working knowledge of provisioning infrastructure in AWS or other cloud environments.
- Working knowledge of Docker containers.
- Experienced in constructing and maintaining RESTful APIs.

Luke Brandt – Front End Web Developer, Idaho Lottery

- Good knowledge of multiple programming languages and software development tool suites; software development processes and software testing practices.

- Experience creating, interpreting and documenting user requirements; testing and deploying production systems.
- Collaborates with members of the website team, including designers and back-end developers, to consistently improve functionality and user-friendliness of web applications.
- Manage content-related tasks associated with site revisions, new product launches, product updates and product revisions across product pages and web content management systems (CMS).
- Knowledge base: HTML, CSS, Javascript, Git, Docker, CMS (ExpressionEngine), JS Frameworks (Angular, React, Vue).

SECTION 3: BID FORMAT

3.1 CONTACT AND QUALIFICATIONS

- a. State Respondent's name, address, telephone, e-mail, and website. Identify the key contact and disclose who within your firm will have the primary responsibility for the Lottery's project.
- b. Specify the legal status of your firm (partnership, corporation) and the year your establishment was organized to do business as it now exists.
- c. Describe your firm including size, areas of specialization, expertise, organization chart, and client base.
- d. List the names, addresses, and telephone numbers of three business references for which work has been performed and describe the type of service provided. Provision of these references constitutes a grant of permission for the Lottery to contact the named references.
- e. Please list any accounts you resigned from or who chose not to retain your services within the last three years, including organization name, contact persons, phone numbers, e-mail addresses, and billing size of account. Provide a brief explanation of why the account was lost or resigned. If your firm has had a contract terminated for default, please indicate as such. Termination for default shall be defined as notice to stop performance due to non-performance or sub-standard performance.

3.2 PROPOSED PROJECT TEAM

Provide a description of your proposed team for this project. Please include roles and responsibilities. Indicate whether they are employees or contractors.

3.3 PROJECT APPROACH

Describe how you would approach this project given the background information, new improvements, connections and hosting.

3.4 ARCHITECTURAL GUIDANCE

Provide input in the overall structure and design of the system, including technologies, frameworks, and patterns to be used. The system should account for scalability needs along with security and performance optimizations. Describe how you would arrive at the proper architecture for this project.

3.5 DEVELOPMENT ASSISTANCE

Having the site built in a Drupal environment would require assisting Lottery Developers with technical challenges, along with offering solutions. Taking the lead on implementing complex or critical features that require architectural expertise. Ensuring the new website and API's meet architectural and functional requirements. Describe your experience and qualifications in providing development assistance.

3.6 PROJECT PLANNING MANAGEMENT

This is a huge and important project for the Lottery. Please describe your project management process. What is your proposed timeline for our Web Development project? How do you propose to keep the project on track?

3.7 TESTING & QUALITY ASSURANCE

When the site goes live to our players it must be flawless and run smoothly. The Lottery has a high degree of integrity and record of security to protect and defend. Anything less tarnishes our brand. This Web Consultant must help with testing and QA. Describe your proposed testing timeline and methodology.

SECTION 4 – BID PRICING WORKSHEET

4.1 PRICING OVERVIEW

To make bids consistent, please base your pricing on a maximum of 40 hours per week but charged hourly. For example, if your company works 30 hours in a week, you would charge the Idaho Lottery for the 30 hours multiplied by the rate you provide in your bid. If your rate is \$60/hr, then the amount for that week would be \$1,800.

HOURLY RATE for consulting with maximum of 40 hours per week: _____

While we don't foresee this happening, please include a non-discounted rate for any work needed over the 40-hour limit in the space provided below.

HOURLY RATE for consulting if we EXCEED 40 hours: _____

To be able to access the full cost of the project, please provide an estimated number of hours of consulting to complete this project.

Estimated number of hours of consulting needed to complete this project: _____

We plan on our web team doing 100% of the development work, however, if it becomes necessary to have you do some of the development, please provide your price below.

DEVELOPER HOURLY RATE: _____

Please include any and all additional fees that could be assessed during this project.

Additional Fees:

SECTION 5 – BID EVALUATION

5.1 INTRODUCTION

The Evaluation Team will evaluate each Bid that is properly submitted and will make a contract award recommendation to the Director, which then will be presented to the Idaho Lottery Commission for approval.

Bids that fail to provide specific information to adequately describe a Respondent's proposal for the web consulting services requested in this RFB may be deemed non-responsive and may be rejected.

Respondents must be as specific as possible in describing the details of their Bid. Respondents are forewarned that a Bid that meets requirements with the lowest price might not be selected if, in the Lottery's judgment, a higher-priced Bid offers greater overall value to the Lottery.

5.2 EVALUATION COMMITTEE

The Lottery will conduct a comprehensive and impartial evaluation of all responsive Bids. That evaluation will be conducted by an Evaluation Team of qualified personnel selected by the Lottery.

5.3 INFORMATION FROM OTHER SOURCES

The Lottery and the Evaluation Committee reserve the right to obtain information concerning a Respondent, which the Lottery or the Evaluation Committee deems pertinent to the RFB, and to consider such information in the Bid Evaluation.

5.4 SCORING OF BIDS

Each responsive Bid will be evaluated and scored based upon the Respondent's ability to provide the web development services described in this RFB. Major criteria and considerations will be the quality of the proposed solution, including prior design work and vision for the project, ability to perform and deliver, as well as likelihood of timely performance and price. Below is an outline of the point values assigned to each area of your Bid.

Web Development Services Scoring:

Written Proposal	65 points
Price Proposal	35 points
	<u>100 points</u>

APPENDIX A
RESPONDENT'S CERTIFICATION

I certify that I have the authority to bind the Respondent indicated below to the specific terms and conditions imposed in the RFB and offered in the Respondent's Bid. By my signature on this document, the Respondent specifically agrees to all waivers, restrictions, and requirements of the RFB as conditions precedent to submitting this proposal. I also certify that the Respondent has not knowingly made false statements in its response to this RFB or consulted with others for the purpose of restricting the competitive solicitation process. This signed certification must be included in every submission.

RESPONDENT _____

CONTACT _____

TITLE _____

SIGNATURE _____

DATE _____

I have read and agree to the terms and conditions of this RFB.

APPENDIX B LEGAL STUFF

GOVERNING LAW

The Lottery is statutorily exempt from Idaho State purchasing laws and regulations (section 67-7451, Idaho Code). Despite this exemption, it is the Lottery's policy to conduct its contracting affairs generally in accordance with state competitive bidding principles, reserving the right to use alternative contracting and procurement practices that take into account market realities. The Idaho Lottery Commission approved the issuance of this RFP.

INFORMATION FROM OTHER SOURCES

The Lottery reserves the right to obtain information from outside sources concerning the Respondent(s).

CONTACT WITH RESPONDENTS DURING RFP PROCESS

During this procurement process, no interested Respondent, and no employee or agent of any interested Respondent, may initiate any unsolicited contact with Lottery employees, managers, officers, or commissioners regarding this procurement. All contact regarding this procurement should be directed through the RFP Coordinator. Any false or misleading representations made by any interested Respondent, their employees or agents, to any Lottery employee or Lottery retailer shall be grounds for disqualification. Any Respondent to this RFP currently doing business with the Lottery may continue to do so and communicate with Lottery employees, however, any communication regarding this RFP, other than through the RFP Coordinator, is prohibited.

PROPOSAL CLARIFICATION PROCESS

The Lottery reserves the right to request clarification or resolve ambiguities on one or more statements made by a Respondent in its Proposal at any point during the Proposal Evaluation. All clarification will be requested in writing and will be sent to the contact person representing the Respondent. Any such communication may be made by e-mail, fax, mail, overnight courier, or hand delivered. Respondent will be given a specific deadline to submit a response. The Respondent will make every effort to respond within the time frame indicated. If it proves unfeasible, the Lottery and the Respondent may discuss modification of the deadline. The clarification process will not allow revision or supplementation of the Respondent's offering. **Clarification is not a negotiation process.**

AMENDMENTS TO RFP

The Idaho Lottery reserves the right, in its sole discretion, at any time prior to the contract award deadline to change, modify, or cancel all or part of this RFP and procurement. Any addendum(s), amendments(s), or cancellations(s) will be posted on the Idaho Lottery's website at <http://www.idaholottery.com/RFP> and notification by the Idaho Lottery to all responding vendors will be sent via email.

PUBLIC RECORDS AND REQUESTS FOR CONFIDENTIALITY

All Proposals received shall remain confidential until a notice of intent to award a contract is issued. Thereafter, the Proposals shall be deemed public records as defined in Idaho Code, Title 74, Chapter 1.

The Public Records Law contains certain exemptions. One exemption potentially applicable to parts of Proposals may be for trade secrets. Trade secrets include a formula, pattern, compilation, program, computer program, device, method, technique or process that derives economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by other persons and is subject to the efforts that are reasonable under the circumstances to maintain its secrecy.

If Respondents consider any material provided in its proposal to be a trade secret, or otherwise protected from disclosure, Respondent MUST so indicate by marking as "exempt" EACH PAGE containing such information. Marking the entire Proposal as exempt is not acceptable or in accordance with the RFP or the Public Records Law and WILL NOT BE HONORED. In addition, a legend or statement on one (1) page that all or substantially all of the response is exempt from disclosure is not acceptable or in accordance with the Public Records Law and WILL NOT BE HONORED. Prices provided in the Proposal are not a trade secret.

The Lottery, to the extent allowed by law and in accordance with the RFP, will honor a designation of nondisclosure. Any questions regarding the applicability of the Public Records Law should be addressed to your own legal counsel PRIOR TO SUBMISSION of the Proposal.

If a Respondent's Proposal contains information that Vendor considers to be exempt, Respondent must also submit an electronic redacted copy of the Proposal with all exempt information removed or blacked out. The Lottery will provide this redacted Proposal to requestors under the Public Records Law.

The Respondent must be able to defend the confidentiality of its information through the judicial process and shall indemnify, defend and hold the Lottery harmless against any action, liability, claims, damages, losses, expenses, attorney fees and suits brought against the Lottery as a result of the Lottery's honoring a Respondent's identification and marking of what Respondent considers exempt information. If any information is marked as trade secret or proprietary in the Proposal, that information will not be available until the affected Respondent has been given an opportunity to seek a court injunction against the requested disclosure. The Respondent's failure to designate as exempt any document or portion of a document that is released by the Lottery shall constitute a complete waiver of any and all claims for damages caused by any such release.

PROPERTY OF THE LOTTERY

Materials submitted in response to this RFP will become the property of the Lottery and will not be returned. The Idaho Lottery shall have the right to use all ideas, adaptations of ideas, and concepts contained in any Proposal received in response to the RFP subject to the intellectual property rights of the Respondent. The Lottery reserves the right to use any and all information contained in a Proposal to the extent permitted by law. Selection or rejection of the proposal will not affect this right.

INCURRED COSTS ASSOCIATED WITH PROPOSALS

The Respondent must not hold the Lottery liable for any of the costs incurred by a Respondent in preparing or submitting a Proposal including, but not limited to, preparation, copying, postage, and delivery fees, and expenses associated with the oral presentations, which may be required by the RFP evaluation committee.

ACCEPTANCE PERIOD

Proposals shall remain valid and subject to acceptance by the Lottery for a period of 180 days from the Proposal due date of June 14, 2024. Failure to adhere to this requirement may result in Proposal disqualification. Respondents will be strictly held to the terms in their Proposals. The contents of the RFP and the Proposal will become contractual obligations in the event of Contract Award.

DISCLOSURE PROHIBITION

Information provided in a Proposal, including Price Proposal, must be held in confidence by the Respondent and not be revealed or discussed with competitors except as required by jurisdictional law. The Proposals must remain confidential while the evaluation committee reviews all of the Proposals submitted in response to the RFP.

The Proposals will be available for inspection according to Lottery policy and jurisdictional law after the Notice of Intent to award a Contract is announced by the Lottery. All matters set forth in a Respondent's Proposal including, without limitation, technical information, required services, question responses, and creative samples may be subject to disclosure after Contract. Once again, the Lottery will base its disclosure decision on existing Idaho law.

DISQUALIFICATION FOR BUSINESS INCAPABILITY

Financial and business stability of the Respondent and wherewithal to perform and support the Lottery are required. Criminal and financial background checks will be conducted prior to awarding a contract. If insufficiencies, as determined by the Lottery at its sole discretion, are found a contract will not be awarded.

If, at any time prior to signing of a written Contract, the Lottery reasonably determines that a Respondent does not possess adequate financial ability or requisite stability to carry out the obligations of the Contract, the Respondent may be disqualified from further consideration.

If, at any time after Contract execution, the Lottery reasonably determines that the successful Respondent does not possess adequate financial ability or business stability to continue to carry out the obligations of the Contract, the Contract may be terminated.

REJECTION/SELECTION OF PROPOSALS

The Lottery may reject any or all Proposals or any portion thereof, advertise for new Proposals, arrange to receive or itself perform and obtain the services requested in the RFP, abandon the need for such requested services, or award in whole or in part a Contract deemed to be in the best interests of the Lottery.

Respondents will be held to the terms submitted in their Proposals but may be required to reduce costs depending upon aspects of the proposed services that may be determined by the Lottery to be unnecessary.

The Lottery will notify in writing those Respondents who submit a Proposal in response to the RFP, but who are not awarded the Contract. The acceptance of a Proposal will not diminish the Lottery's right to negotiate specific contract terms, including price, with the apparent successful Respondent.

INDEPENDENT PRICE DETERMINATION

By submission of a Proposal, the Respondent must certify – and in the case of a joint Proposal, each party thereto must certify as to its own organization – that in connection with the Proposal the prices in the Proposal have been arrived at independently, without consultation, communication, or contract for the purpose of restricting competition as to any matter relating to such prices with any other Respondent or with any competitor.

CHANGE OF OWNERSHIP/FINANCIAL CONDITION

If a Respondent (including the parent or holding company of the Respondent) experiences a substantial change in its ownership or financial condition after its Proposal has been submitted and prior to the execution of the Contract with the Successful Respondent, the Respondent must notify the Issuing Office in writing at the time the change occurs or is identified.

A “substantial change” in ownership or financial condition is defined as an event which following generally accepted accounting principles, would require a notation in the Annual Report of a publicly traded United States or Canadian corporation, or equivalent standard.

Failure to notify the Issuing Office of such a substantial change may result in the disqualification of the Respondent.

NEWS RELEASES

News releases pertaining to the RFP or the services, study, data, or project to which it relates must not be made without prior written Lottery approval, and then only in accordance with explicit written instructions from the Lottery. The results of the RFP process must not be released without prior approval of the Lottery, and only then to designated persons and/or media organizations.

DISCLOSURE OF ABORTION RELATED MATTERS

The Idaho Lottery is subject to the No Public Funds for Abortion Act, Idaho Code title 18, chapter 87 (the "Act") and State employees who intentionally violate the provisions of the Act are subject to criminal prosecution. This provision will be included in a resulting Contract to aid in compliance with the Act. The Idaho Lottery requests that any Respondent to this RFP that is initially awarded the Contract be able to disclose, unless Contractor is within one of the exemptions provided in the Act, if it or an affiliate is or becomes, during the term of any resulting Contract, an abortion provider and if it will use State facilities or public funds to provide, perform, participate in, promote or induce, assist, counsel in favor, refer or train a person for an abortion related activity. Please refer to the Act for definitions of the terms used in this section.

CERTIFICATION CONCERNING BOYCOTTING OF ISRAEL

Pursuant to Idaho Code section 67-2346, if payments under a resulting Contract exceed one hundred thousand dollars (\$100,000) and any Respondent who is initially awarded a Contract employs ten or more persons, any Respondent who is initially awarded a Contract must be able to certify that it is not currently engaged in, and will not for the duration of a resulting Contract engage in, a boycott of goods or services from Israel or territories under Israel's control. The terms in this section defined in Idaho Code section 67-2346 shall have the meaning defined therein.

OWNERSHIP OR OPERATION BY CHINA

Pursuant to Idaho Code section 67-2359, any Respondent awarded a Contract must be able to certify that it is not currently owned or operated by the government of China and will not for the duration of the Contract be owned or operated by the government of China. The terms in this section which are defined in Idaho Code section 67-2359 shall have the meaning defined therein.

BOYCOTT OF CERTAIN INDUSTRIES

Pursuant to Idaho Code section 67-2347A, if payments under a resulting Contract exceed one hundred thousand dollars (\$100,000) and any Respondent who is initially awarded a Contract employs ten or more persons, any Respondent who is initially awarded a Contract must be able to certify that it is not currently engaged in, and will not for the duration of the Contract engage in, a boycott of any individual or company because the individual or company (1) engages in or supports the exploration, production, utilization,

transportation, sale, or manufacture of fossil fuel-based energy, timber, minerals, hydroelectric power, nuclear energy, or agriculture; or (2) engages in or supports the manufacture, distribution, sale, or use of firearms, as defined in section 18-3302(2)(d), Idaho Code. The definitions in Idaho Code section 67-2347A shall apply to the terms in this provision.