

Department of Planning and Budget

2006 Fiscal Impact Statement

1. Bill Number HB1314

House of Origin	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron Frederick

3. Committee General Laws

4. Title Public Procurement Act; prohibited contracts; required contract provisions.

5. Summary/Purpose:

Provides that no public body shall enter into any contract for goods, services, or construction with any potential bidder or offeror that employs in any aspect of such person's business, individuals other than citizens of the United States, legal resident aliens, or individuals with a valid visa. The bill further requires all public bodies to include in every contract for goods or services the following provisions: During the performance of this contract, the contractor agrees to (i) post in conspicuous places, available to employees and applicants for employment, a statement notifying such persons that only citizens of the United States, legal resident aliens, and individuals with a valid visa will be hired to perform the services under the contract or any subcontract of such contract; (ii) state in all solicitations or advertisements for employees placed by or on behalf of the contractor that the contractor will hire only citizens of the United States, legal resident aliens, and individuals with a valid visa to perform the services under the contract or any subcontract of such contract; and (iii) include the provisions of the foregoing clauses in every subcontract or purchase order, so that the provisions will be binding upon each subcontractor or vendor.

6. Fiscal impact cannot be determined. See Item 8

7. Budget amendment necessary: No

8. Fiscal implications: This proposal could increase costs by limiting competition on procurements for all public bodies. Any contractor that enters into a contract with a foreign company to provide goods or services to be incorporated in the goods and services provided the Commonwealth would be unable to participate in the procurement. This restriction also applies to construction contracts.

9. Specific agency or political subdivisions affected: All public bodies.

10. Technical amendment necessary: No

11. Other comments: This bill is the same as HB185 except that HB185 does not apply to construction contracts.

Date: 01/18/06 / amk

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cc: Secretary of Administration