

2008 SESSION

INTRODUCED

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HOUSE BILL NO. 867

Offered January 9, 2008

Prefiled January 8, 2008

A *BILL to amend and reenact § 2.2-4344 of the Code of Virginia, relating to the Virginia Public Procurement Act; regional industrial facility authorities; exemption.*

Patrons—Johnson, Carrico and Kilgore; Senators: Puckett and Wampler

Referred to Committee on General Laws

Be it enacted by the General Assembly of Virginia:

1. That § 2.2-4344 of the Code of Virginia is amended and reenacted as follows:

§ 2.2-4344. Exemptions from competition for certain transactions.

A. Any public body may enter into contracts without competition for:

1. The purchase of goods or services that are produced or performed by:

a. Persons, or in schools or workshops, under the supervision of the Virginia Department for the Blind and Vision Impaired; or

b. Nonprofit sheltered workshops or other nonprofit organizations that offer transitional or supported employment services serving the handicapped.

2. The purchase of legal services, provided that the pertinent provisions of Chapter 5 (§ 2.2-500 et seq.) of this title remain applicable, or expert witnesses or other services associated with litigation or regulatory proceedings.

B. An industrial development authority *or regional industrial facility authority* may enter into contracts without competition with respect to any item of cost of "authority facilities" or "facilities" as defined in § 15.2-4902 *or "facility" as defined in § 15.2-6400.*

C. A community development authority formed pursuant to Article 6 (§ 15.2-5152 et seq.) of Chapter 51 of Title 15.2, with members selected pursuant to such article, may enter into contracts without competition with respect to the exercise of any of its powers permitted by § 15.2-5158. However, this exception shall not apply in cases where any public funds other than special assessments and incremental real property taxes levied pursuant to § 15.2-5158 are used as payment for such contract.

D. The Inspector General for Mental Health, Mental Retardation and Substance Abuse Services may enter into contracts without competition to obtain the services of licensed health care professionals or other experts to assist in carrying out the duties of the Office of the Inspector General for Mental Health, Mental Retardation and Substance Abuse Services.

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