

## Department of Planning and Budget 2010 Fiscal Impact Statement

**1. Bill Number:** SB506

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

**2. Patron:** Smith

**3. Committee:** Privileges and Elections

**4. Title:** Political contributions; prohibition during procurement process

**5. Summary:** Provides that no bidder or offeror, controlling person of a bidder or offeror, or person acting on behalf of a bidder or offeror, who has submitted a bid or proposal for the award of a public contract with an expected value of \$5 million or more pursuant to the Virginia Public Procurement Act, the Public-Private Transportation Act of 1995, or the Public Private education Facilities Act of 2002, shall make, directly or indirectly, a contribution to any campaign committee, political action committee, or political party committee during the period between the submission of the bid or proposal and the award of the contract. A person who violates this prohibition shall be subject to a civil penalty of up to two times the amount of the contribution.

**6. Fiscal Impact Estimates:** Indeterminate fiscal impact

**7. Budget Amendment Necessary:** No

**8. Fiscal Implications:** The enactment of this bill would require State Board of Elections (SBE) to create a process to receive, track, and report the data that comes in regarding the bids and proposals. SBE would further have to notify violators and inform them of their civil penalty. The staff time associated as well as potential technological changes may result in cost increases to SBE.

**9. Specific Agency or Political Subdivisions Affected:** State Board of Elections

**10. Technical Amendment Necessary:** No

**11. Other Comments:** None

**Date:** 2/11/2010 dpb

**Document:** <http://dpb.virginia.gov/efis/fistemplate.doc>