

## Department of Planning and Budget 2012 Fiscal Impact Statement

**1. Bill Number:** HB33

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

**2. Patron:** Comstock

**3. Committee:** Passed Both Houses

**4. Title:** Public procurement; state agency agreements with labor organizations.

**5. Summary:** Requires state agencies to ensure that neither the state agency nor any construction manager acting on behalf of the state agency shall, in its bid specifications, project agreements, or other controlling documents relating to the operation, erection, construction, alteration, improvement, maintenance, or repair of any public facility of public works: (i) require or prohibit bidders, offerors, contractors, or subcontractors to enter into or adhere to agreements with one or more labor organizations, on the same or related projects; or (ii) discriminate against bidders, offerors, contractors, subcontractors, or operators for becoming or refusing to become or remain signatories or otherwise to adhere to agreements with one or more labor organizations, on the same or other related public works projects.

**6. Budget Amendment Necessary:** No

**7. Fiscal Impact Estimates:** Indeterminate.

**8. Fiscal Implications:** This bill would result in additional work for procurement officers on procurements of construction services for the preparation of additional construction procurement and guidance documents, and for project managers to ensure compliance. Since the amount of additional work is unknown, the fiscal impact cannot be determined at this time.

**9. Specific Agency or Political Subdivisions Affected:** All state agencies except institutions of higher education who are exempt from the Virginia Public Procurement Act.

**10. Technical Amendment Necessary:** None

**11. Other Comments:** This bill is similar to SB242.

**Date:** 3/02/12

**Document:**

c: Secretary of Administration