

Department of Planning and Budget 2015 Fiscal Impact Statement

1. Bill Number: HB1628-ER

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

2. Patron: Albo

3. Committee: Passed Both Houses

4. Title: Virginia Public Procurement Act; contract modification.

5. Summary: Provides that the contract modification provisions of the Virginia Public Procurement Act do not limit the amount a party to a public contract may claim or recover against a public body in the event of a contract dispute. The bill provides that modifications made by a political subdivision that fail to comply with the above provisions are voidable at the discretion of the governing body, and unauthorized approval of a modification cannot be the basis of a contractual claim under the Virginia Public Procurement Act.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Final; fiscal impact is indeterminate. See Item 8.

8. Fiscal Implications: The fiscal impact of this bill is indeterminate.

The bill specifies that the Virginia Public Procurement Act does not limit the amount a party to a public contract may claim or recover against a public body in the event of a contract dispute. The Department of the Treasury's Risk Management Division reports a fiscal impact from this provision is unlikely due to the protection provided to the state in the Tort Claims Act and other statute.

9. Specific Agency or Political Subdivisions Affected: State agencies and other public bodies without an exception to the Virginia Public Procurement Act

10. Technical Amendment Necessary: No

11. Other Comments: None

Date: 3/6/2015

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