

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 53.1-48 of the Code of Virginia, relating to Virginia Correctional*
3 *Enterprises; procedure for exemptions to the mandatory purchase provisions.*

4 [H 1981]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 53.1-48 of the Code of Virginia is amended and reenacted as follows:**8 **§ 53.1-48. Exceptions as to purchases.**

9 A department, institution, or agency of the Commonwealth may be granted an exemption from the
10 provisions of § 53.1-47 with the *written* consent of ~~both the Director of the Division of Purchases and~~
11 ~~Supply and~~ the Chief Executive Officer of the Virginia Correctional Enterprises Program in any case
12 where (i) the article so produced or manufactured does not meet the reasonable requirements of the
13 department, institution, or agency, (ii) an identical article can be obtained at a verified lesser cost from
14 the private sector, which is evidenced by a verified request for pricing, or (iii) the requisition made
15 cannot be complied with on account of an insufficient supply of the articles or supplies required, or
16 otherwise. In any case where an exemption from the provisions of § 53.1-47 is *not* granted as provided
17 in this section, ~~the Director of Purchases and Supply and~~ the Chief Executive Officer of the Virginia
18 Correctional Enterprises Program shall ~~submit~~ *provide* a written justification for the ~~exemption~~ *denial* to
19 the ~~Director of the Department of Corrections and the Director of the Department of General Services~~
20 *department, institution, or agency that requested the exemption.*

ENROLLED

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