

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 2.1-440.1 of the Code of Virginia, relating to the procurement of*
3 *computers and related peripheral equipment.*

4 [H 2564]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 2.1-440.1 of the Code of Virginia is amended and reenacted as follows:**

8 § 2.1-440.1. Procurement of computer equipment to be based on performance-based specifications.

9 Should any agency or institution elect to procure personal computers and related peripheral
10 equipment pursuant to any type of blanket purchasing arrangement under which public bodies, as
11 defined in § 11-37, may purchase such goods from any vendor following competitive procurement but
12 without the conduct of an individual procurement by or for the using agency or institution, it shall
13 establish, with the cooperation of the Department of Information Technology, performance-based
14 specifications for the selection of equipment. Such performance-based specifications shall include (i)
15 vendor stability, service, and support; (ii) appropriate specifications regarding a vendor's warranties,
16 network compatibility, performance, and when available, mean time between failure ratings; and (iii) a
17 vendor's formal quality assurance program drafted in accordance with nationally or internationally
18 recognized standards. However, no certification by a private organization that the personal computer
19 meets such national or international standards shall be required. Any equipment which meets such
20 specifications shall be added to the solicitation for the blanket purchase arrangement at the request of
21 any potential bidder. *Establishment of such contracts shall emphasize performance criteria including*
22 *price, quality, and delivery without regard to "brand name." All vendors meeting the Commonwealth's*
23 *performance requirements shall be afforded the opportunity to compete for such contracts.*

ENROLLED

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