

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Article 1 of Chapter 6 of Title 2.2 a section*
3 *numbered 2.2-614.4, relating to governmental agencies contracting for items listed on the*
4 *commercial activities list.*

5 [H 1917]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**

8 **1. That the Code of Virginia is amended by adding in Article 1 of Chapter 6 of Title 2.2 a section**
9 **numbered 2.2-614.4 as follows:**

10 **§ 2.2-614.4. Commercial activities list; publication of notice; opportunity to comment.**

11 *A. As used in this section, unless the context requires a different meaning:*

12 *"Commercial activities list" means the list developed by the Department of Planning and Budget in*
13 *accordance with § 2.2-1501.1.*

14 *"Governmental agency" means any authority, board, department, instrumentality, institution, agency,*
15 *or other unit of state government and any county, city, or town or local or regional governmental*
16 *authority.*

17 *B. Any state governmental agency that intends to purchase services for an amount over \$25,000 from*
18 *another governmental agency, which service is found on the commercial activities list, shall post notice*
19 *on the Department of General Services' central electronic procurement system under the "Future*
20 *Procurement" listing.*

21 *C. Any local governmental agency that intends to purchase services for an amount over \$25,000*
22 *from another governmental agency, which service is found on the commercial activities list, shall post*
23 *notice on its public government website where all public notices for procurement opportunities are*
24 *located or on the Department of General Services' central electronic procurement system under the*
25 *"Future Procurement" listing.*

26 *D. In addition to the notice requirement in subsection C, any such governmental agency shall*
27 *provide the opportunity for comment by or the submission of information from the private sector on*
28 *each such intended purchase.*

29 *E. The provisions of this section shall not apply to mandatory purchases pursuant to § 53.1-47 or*
30 *contracts specifically exempted pursuant to Article 3 (§ 2.2-4343 et seq.) of the Virginia Public*
31 *Procurement Act.*

32 **2. That the provisions of this act shall not apply to the purchase of services found on the**
33 **commercial activities list from another governmental agency that occurred before July 1, 2015;**
34 **however, any renewal of such purchase agreement shall be in accordance with the provisions of**
35 **this act.**

ENROLLED

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