

Department of Planning and Budget 2016 Fiscal Impact Statement

1. Bill Number: HB1108-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: Webert

3. Committee: Passed Both Houses

4. Title: Virginia Public Procurement Act (VPPA) and contracting generally; use of experience modification.

5. Summary: Prohibits the use of any experience modification factor as a condition of any bidder's or offeror's eligibility to participate in a solicitation for construction. The bill includes the above provision for any contract or offer to contract not covered by the VPPA. The bill also provides that it applies to any offer to contract as defined in the bill, Invitation to Bid, or Request for Proposal for construction services issued on or after July 1, 2016. The bill defines "experience modification factor."

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Fiscal impact is indeterminate. See Item 8, below.

8. Fiscal Implications: No fiscal impact is expected to state agencies and institutions that comply with the Department of General Services' Construction and Professional Services Manual (CPSM) for construction procurement.

Any impact to other public bodies that do not comply with the CPSM is indeterminate. A number of institutions of higher education that are not required to utilize the CPSM have reported no fiscal impact.

9. Specific Agency or Political Subdivisions Affected: All public bodies required to comply with the Virginia Public Procurement Act.

10. Technical Amendment Necessary: No.

11. Other Comments: None.