

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1879 Session of  
1985

INTRODUCED BY WILSON, DININNI AND HUTCHINSON, NOVEMBER 18, 1985

REFERRED TO COMMITTEE ON TRANSPORTATION, NOVEMBER 18, 1985

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled  
2 "An act providing for and reorganizing the conduct of the  
3 executive and administrative work of the Commonwealth by the  
4 Executive Department thereof and the administrative  
5 departments, boards, commissions, and officers thereof,  
6 including the boards of trustees of State Normal Schools, or  
7 Teachers Colleges; abolishing, creating, reorganizing or  
8 authorizing the reorganization of certain administrative  
9 departments, boards, and commissions; defining the powers and  
10 duties of the Governor and other executive and administrative  
11 officers, and of the several administrative departments,  
12 boards, commissions, and officers; fixing the salaries of the  
13 Governor, Lieutenant Governor, and certain other executive  
14 and administrative officers; providing for the appointment of  
15 certain administrative officers, and of all deputies and  
16 other assistants and employes in certain departments, boards,  
17 and commissions; and prescribing the manner in which the  
18 number and compensation of the deputies and all other  
19 assistants and employes of certain departments, boards and  
20 commissions shall be determined," creating a limited  
21 preference for certain bidders; and making repeals.

22 The General Assembly of the Commonwealth of Pennsylvania  
23 hereby enacts as follows:

24 Section 1. The act of April 9, 1929 (P.L.177, No.175), known  
25 as The Administrative Code of 1929, is amended by adding a  
26 section to read:

27 Section 2002.1. Preference for Resident Vendors.--In any

1 instance where a purchase of services, equipment or materials by  
2 the Department of Transportation is required to be made upon a  
3 competitive basis, such purchase shall, notwithstanding any  
4 provision of law requiring that the purchase be made from the  
5 lowest responsible bidder, be made from a resident vendor in  
6 Pennsylvania, if the bid of the resident vendor does not exceed  
7 the lowest qualified bid from a nonresident vendor by more than  
8 ten per centum (10%) of the latter bid. A vendor shall be deemed  
9 a resident of this Commonwealth if the vendor is an individual,  
10 partnership, association or corporation maintaining an active  
11 bona fide place of business within this Commonwealth. The  
12 section shall not be applicable when its application may  
13 jeopardize the receipt of Federal funds.

14       Section 2. (a) The following acts and parts of acts are  
15 repealed insofar as they are inconsistent with this act:

16       Section 404 of the act of June 1, 1945 (P.L.1242, No.428),  
17 known as the State Highway Law.

18       Section 2 of the act of November 26, 1978 (P.L.1309, No.317),  
19 referred to as the Public Works Contract Regulation Law.

20       (b) All other acts and parts of acts are repealed insofar as  
21 they are inconsistent with this act.

22       Section 3. This act shall apply to contracts awarded under  
23 invitations to bid issued after the effective date of this act.

24       Section 4. This act shall take effect in 60 days.