

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1276 Session of  
2009

INTRODUCED BY DALLY, CLYMER, FABRIZIO, FLECK, FREEMAN, GRUCELA,  
HARKINS, HENNESSEY, HORNAMAN, MURT, MUSTIO, PICKETT, PYLE,  
ROHRER, SCAVELLO, SIPTROTH AND SOLOBAY, APRIL 16, 2009

REFERRED TO COMMITTEE ON STATE GOVERNMENT, APRIL 16, 2009

AN ACT

1 Amending the act of March 3, 1978 (P.L.6, No.3), entitled "An  
2 act to promote the general welfare and stimulate the economy  
3 of the Commonwealth by requiring that all public bodies,  
4 including the Commonwealth, its political subdivisions, and  
5 all authorities, include in all contracts for construction,  
6 reconstruction, alteration, repair, improvement or  
7 maintenance of improvements of a permanent or temporary  
8 nature, a provision that if any steel products are to be used  
9 in the performance of the contract only steel products  
10 produced in the United States shall be used, and imposing  
11 liability for violation of this act," further providing for  
12 applicability.

13 The General Assembly of the Commonwealth of Pennsylvania  
14 hereby enacts as follows:

15 Section 1. Section 4 of the act of March 3, 1978 (P.L.6,  
16 No.3), known as the Steel Products Procurement Act, is amended  
17 to read:

18 Section 4. (a) Every public agency shall require that every  
19 contract document for the construction, reconstruction,  
20 alteration, repair, improvement or maintenance of public works  
21 contain a provision that, if any steel products are to be used  
22 or supplied in the performance of the contract, only steel

1 products as herein defined shall be used or supplied in the  
2 performance of the contract or any subcontracts thereunder.

3 (b) This section shall not apply in any [case where] of the  
4 following cases:

5 (1) If the head of the public agency, in writing,  
6 determines that steel products as herein defined are not  
7 produced in the United States in sufficient quantities to  
8 meet the requirements of the contract.

9 (2) If a public agency, in order to comply with  
10 subsection (a), must reject a steel product from a company  
11 incorporated in this Commonwealth and must, as a result,  
12 authorize the supply of the steel product from a company  
13 located in another state.

14 Section 2. This act shall take effect in 60 days.