

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2000 Session of
1984

INTRODUCED BY LETTERMAN, WOZNIAK, BOWSER, MERRY, HALUSKA, PUNT,
OLASZ, TRELLO, PRATT, KENNEDY AND PETRONE, MARCH 20, 1984

REFERRED TO COMMITTEE ON TRANSPORTATION, MARCH 20, 1984

AN ACT

1 Amending the act of June 1, 1945 (P.L.1242, No.428), entitled
2 "An act relating to roads, streets, highways and bridges;
3 amending, revising, consolidating and changing the laws
4 administered by the Secretary of Highways and by the
5 Department of Highways relating thereto," eliminating the
6 requirement that bidders on highway projects be prequalified
7 by the department.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. Section 404.1 of the act of June 1, 1945
11 (P.L.1242, No.428), known as the State Highway Law, added
12 September 20, 1961 (P.L.1529, No.649), is amended to read:

13 Section 404.1. Prequalifications of Bidders Prohibited.--The
14 department[, after consultation with and receiving the advices
15 of the secretaries of Pennsylvania associations representing
16 highway constructors and other parties in interest who have
17 notified the Secretary of Highways, in writing, of such
18 interest, shall, by regulations, establish and may, from time to
19 time, modify or supplement a system for the qualification of
20 competent and responsible bidders on highway projects and

1 furnish to such secretaries and others in interest copies of
2 such regulations. In determining the qualifications of bidders,
3 the department shall consider the following factors relating to
4 the contractors: (1) equipment, (2) past record, (3) experience,
5 (4) personnel of organization, (5) financial condition. In
6 determining the qualifications of newly organized bidders, the
7 department shall consider the following factors relating to
8 newly organized contractors: (1) equipment, (2) personnel of
9 organization, and (3) financial condition.

10 The department shall not consider bids from any bidder who is
11 not qualified] shall not, by regulation or otherwise, require
12 that contractors wishing to submit bids on highway projects be
13 prequalified by the department before it will receive or
14 consider bids from such contractors.

15 Section 2. This act shall take effect immediately.