

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 108 Session of 2011

INTRODUCED BY GRELL, AUMENT, BAKER, BENNINGHOFF, CUTLER, ELLIS, EVERETT, GINGRICH, GODSHALL, HORNAMAN, KAUFFMAN, M.K. KELLER, KORTZ, MARSICO, MATZIE, METCALFE, MUSTIO, PICKETT, PYLE, RAPP, REESE, ROAE, WAGNER, SAYLOR, CLYMER, KNOWLES, O'NEILL, HICKERNELL, GEIST, GROVE, MILLER, FLECK, FARRY, PEIFER, SWANGER, VULAKOVICH, REICHLEY, ROSS, MOUL, TALLMAN AND ROCK, JANUARY 19, 2011

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JANUARY 31, 2011

AN ACT

1 Amending Title 62 (Procurement) of the Pennsylvania Consolidated  
2 Statutes, IN GENERAL PROVISIONS, providing for public access  
3 to procurement information. ←

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Title 62 of the Pennsylvania Consolidated  
7 Statutes is amended by adding a section to read:

8 § 106.1. Public access to procurement information.

9 (a) Access.--Information concerning a procurement shall be  
10 made public, consistent with the act of February 14, 2008  
11 (P.L.6, No.3), known as the Right-to-Know Law.

12 (b) Access for noncompetitive contracts.--Except as provided ←  
13 under subsection (c), if IF a procurement is to be made under ←  
14 section 513 (relating to competitive sealed proposals), 515  
15 (relating to sole source procurement), 517 (relating to multiple

1 awards), 518 (relating to competitive selection procedures for  
2 certain services), 519 (relating to selection procedure for  
3 insurance and notary bonds) or 905 (relating to procurement of  
4 design professional services), five business days prior to  
5 execution by the contracting official the purchasing agency  
6 shall post the proposed contract AND ANY WRITTEN DETERMINATION ←  
7 MADE BY THE CONTRACTING OFFICER WHICH IS RELATED TO THE CONTRACT  
8 on its Internet website.

9 (c) Exception.--The provisions of subsection (b) shall not  
10 apply to a procurement under section 516 (relating to emergency  
11 procurement).

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