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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 892 Session of  
2011

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INTRODUCED BY FARNESE, BROWNE, FONTANA, WAUGH, COSTA, STACK,  
BREWSTER, GREENLEAF, EARLL, M. WHITE AND WILLIAMS,  
MARCH 23, 2011

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REFERRED TO STATE GOVERNMENT, MARCH 23, 2011

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AN ACT

1 Amending Title 62 (Procurement) of the Pennsylvania Consolidated  
2 Statutes, providing for limitations on political  
3 contributions by contractors.

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

6 Section 1. Chapter 5 of Title 62 of the Pennsylvania  
7 Consolidated Statutes is amended by adding a subchapter to read:

8 SUBCHAPTER H

9 LIMITATIONS ON POLITICAL CONTRIBUTIONS BY CONTRACTORS

10 Sec.

11 571. Reporting of political contribution.

12 572. Political contribution limitations.

13 § 571. Reporting of political contribution.

14 (a) General rule.--Any contractor bidding for a contract  
15 under sections 512.1 (relating to competitive electronic auction  
16 bidding), 513 (relating to competitive sealed proposals), 514  
17 (relating to small procurements), 515 (relating to sole source  
18 procurement), 516 (relating to emergency procurement), 517

1 (relating to multiple awards), 518 (relating to competitive  
2 selection procedures for certain services), 519 (relating to  
3 selection procedure for insurance and notary bonds), 520  
4 (relating to supplies manufactured and services performed by  
5 persons with disabilities) and 905 (relating to procurement of  
6 design professional services) shall be required to submit, on a  
7 form provided by the department, information on political  
8 contributions made to any elected official holding a State  
9 office, the contractor's political action committee or political  
10 action committees which make contributions to campaigns for  
11 State-elected offices. For purposes of this section, the  
12 officials shall include the Governor, Auditor General, Attorney  
13 General, State Treasurer, the members of the judiciary and the  
14 members of the General Assembly.

15 (b) Lobbyist registration.--In addition to the reporting  
16 requirements provided under subsection (a), the contractor shall  
17 also provide a notarized written declaration, on a form provided  
18 by the department, that any lobbyist that the contractor has  
19 hired to represent the contractor's interest is registered in  
20 accordance with 65 Pa.C.S. Ch. 13A (relating to lobbying  
21 disclosure).

22 (c) Public review.--Any information submitted under this  
23 section shall be available for public review as provided under  
24 the act of February 14, 2008 (P.L.6, No.3), known as the Right-  
25 to-Know Law.

26 § 572. Political contribution limitations.

27 (a) General rule.--Any contractor bidding for a contract  
28 under section 512.1 (relating to competitive electronic auction  
29 bidding), 513 (relating to competitive sealed proposals), 514  
30 (relating to small procurements), 515 (relating to sole source

1 procurement), 516 (relating to emergency procurement), 517  
2 (relating to multiple awards), 518 (relating to competitive  
3 selection procedures for certain services), 519 (relating to  
4 selection procedure for insurance and notary bonds), 520  
5 (relating to supplies manufactured and services performed by  
6 persons with disabilities) or 905 (relating to procurement of  
7 design professional services) shall not be awarded a contract  
8 under this section if any political contributions made and  
9 reported under section 571 (relating to reporting of political  
10 contribution) exceed the following limits:

11 (1) Contributions to candidate - \$2,400 per election.

12 (2) Contributions to a business entity or political  
13 action committee supporting a candidate - \$5,000 per  
14 election.

15 (b) Limitation increase.--The limitations provided in  
16 subsection (a) shall be increased for inflation in each odd-  
17 numbered year, based upon the Consumer Price Index for All Urban  
18 Consumers.

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