
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 99 Session of
2015

INTRODUCED BY FARNESE, GREENLEAF, BREWSTER, FONTANA, YUDICHAK,
BLAKE, SCHWANK, COSTA, FOLMER AND TARTAGLIONE,
JANUARY 23, 2015

REFERRED TO STATE GOVERNMENT, JANUARY 23, 2015

AN ACT

1 Amending Title 62 (Procurement) of the Pennsylvania Consolidated
2 Statutes, in source selection and contract formation,
3 providing for limitations on political contributions by
4 contractors.

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

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

9 SUBCHAPTER H

10 LIMITATIONS ON POLITICAL CONTRIBUTIONS BY CONTRACTORS

11 Sec.

12 571. Reporting of political contribution.

13 572. Political contribution limitations.

14 § 571. Reporting of political contribution.

15 (a) General rule.--Any contractor bidding for a contract
16 under sections 512.1 (relating to competitive electronic auction
17 bidding), 513 (relating to competitive sealed proposals), 514
18 (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) and 905 (relating to procurement of
7 design professional services) shall be required to submit, on a
8 form provided by the department, information on political
9 contributions made to any elected official holding a State
10 office, the contractor's political action committee or political
11 action committees which make contributions to campaigns for
12 State-elected offices. For purposes of this section, the
13 officials shall include the Governor, Auditor General, Attorney
14 General, State Treasurer, the members of the judiciary and the
15 members of the General Assembly.

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

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

27 § 572. Political contribution limitations.

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

1 (relating to small procurements), 515 (relating to sole source
2 procurement), 516 (relating to emergency procurement), 517
3 (relating to multiple awards), 518 (relating to competitive
4 selection procedures for certain services), 519 (relating to
5 selection procedure for insurance and notary bonds), 520
6 (relating to supplies manufactured and services performed by
7 persons with disabilities) or 905 (relating to procurement of
8 design professional services) shall not be awarded a contract
9 under this section if any political contributions made and
10 reported under section 571 (relating to reporting of political
11 contribution) exceed the following limits:

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

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

16 (b) Limitation increase.--The limitations provided in
17 subsection (a) shall be increased for inflation in each odd-
18 numbered year, based upon the Consumer Price Index for All Urban
19 Consumers. The department shall calculate the increases and
20 publish the adjusted limitations as a notice in the Pennsylvania
21 Bulletin.

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