
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2610 Session of
2018

INTRODUCED BY GROVE, PHILLIPS-HILL, ORTITAY, MILLARD, COX,
CUTLER AND ZIMMERMAN, SEPTEMBER 11, 2018

REFERRED TO COMMITTEE ON STATE GOVERNMENT, SEPTEMBER 11, 2018

AN ACT

1 Amending Title 71 (State Government) of the Pennsylvania
2 Consolidated Statutes, providing for general provisions
3 relating to business operations and for contractor
4 verification.

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

7 Section 1. Title 71 of the Pennsylvania Consolidated
8 Statutes is amended by adding a part to read:

9 PART I

10 GENERAL PROVISIONS

11 Chapter

12 1. (Reserved)

13 3. Business Operations

14 CHAPTER 1

15 (RESERVED)

16 CHAPTER 3

17 BUSINESS OPERATIONS

18 Sec.

19 301. (Reserved).

1 302. Contractor verification.

2 § 301. (Reserved).

3 § 302. Contractor verification.

4 (a) General rule.--A contract for professional or technical
5 services when the cost to the Commonwealth exceeds \$100,000
6 shall require a contractor working with a State agency on a
7 project to use software which verifies that the hours billed on
8 a contract with the State agency are valid and fulfill the
9 purpose of the contract.

10 (b) Contract specifications.--A contract shall specify that
11 a State agency may not pay for hours worked on a project unless
12 the hours can be verified through the use of the software or
13 data collected by the software.

14 (c) Software requirements.--The software incorporated by a
15 contractor to meet the requirements of this section shall:

16 (1) Permit the State agency or an auditor of the State
17 agency to have real time or retroactive access to data
18 collected by the software.

19 (2) Automatically capture a screenshot of activity for a
20 project under contract which is funded by the State agency as
21 follows:

22 (i) The software shall capture a screenshot at least
23 once every three minutes.

24 (ii) A screenshot shall be made available for review
25 by the State agency or an auditor of the State agency in
26 real time and retroactively.

27 (3) Provide the State agency or an auditor of the State
28 agency an automated real time cost status of each task
29 relating to the contract.

30 (4) Provide the State agency professional biographical

1 information that is not private or confidential on
2 individuals performing tasks under the contract.

3 (5) Not capture data that is private or confidential on
4 individuals working for the contractor.

5 (6) Permit the State agency to provide immediate
6 feedback to the contractor on work in progress under the
7 contract.

8 (d) Data storage.--The contractor shall store or contract to
9 store the data collected by the software required under this
10 section for a period of no less than seven years after the State
11 agency has remitted payment to the contractor for work under the
12 contract.

13 (e) Requests for data.--Data collected by the software
14 during the contract period shall be considered government data
15 and the contractor shall retrieve the data upon request of the
16 State agency, in the format requested by the State agency, at
17 any time during the seven-year period.

18 (f) Charge prohibited.--The contractor may not charge the
19 State agency or an auditor of the State agency for access to or
20 use of the software or for access to or retrievals of data
21 collected by the software.

22 (g) Definition.--As used in this section, the term "State
23 agency" shall mean any of the following:

24 (1) The Governor's Office.

25 (2) A department, board, commission, authority or other
26 agency of the Commonwealth that is subject to the policy
27 supervision and control of the Governor.

28 (3) The office of Lieutenant Governor.

29 (4) An independent agency.

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