

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 40 Session of 2017

INTRODUCED BY HUTCHINSON, WHITE, ARGALL, FOLMER, RESCHENTHALER,  
SCHWANK, VULAKOVICH, RAFFERTY AND SCARNATI, JANUARY 12, 2017

REFERRED TO STATE GOVERNMENT, JANUARY 12, 2017

AN ACT

1 Amending the act of March 3, 1978 (P.L.6, No.3), entitled "An  
2 act to promote the general welfare and stimulate the economy  
3 of the Commonwealth by requiring that all public bodies,  
4 including the Commonwealth, its political subdivisions, and  
5 all authorities, include in all contracts for construction,  
6 reconstruction, alteration, repair, improvement or  
7 maintenance of improvements of a permanent or temporary  
8 nature, a provision that if any steel products are to be used  
9 in the performance of the contract only steel products  
10 produced in the United States shall be used, and imposing  
11 liability for violation of this act," further providing for  
12 definitions.

13 The General Assembly of the Commonwealth of Pennsylvania  
14 hereby enacts as follows:

15 Section 1. The definition of "steel products" in section 6  
16 of the act of March 3, 1978 (P.L.6, No.3), known as the Steel  
17 Products Procurement Act, is amended to read:

18 Section 6. The following words and phrases when used in this  
19 act shall have, unless the context clearly indicates otherwise,  
20 the meanings given to them in this section:

21 \* \* \*

22 "Steel products." Products rolled, formed, shaped, drawn,  
23 extruded, forged, cast, fabricated or otherwise similarly

1 processed, or processed by a combination of two or more of such  
2 operations, from steel made in the United States by the open  
3 hearth, basic oxygen, electric furnace, Bessemer or other steel  
4 making process and shall include cast iron products and shall  
5 include machinery and equipment listed in United States  
6 Department of Commerce Standard Industrial Classification 25  
7 (furniture and fixture), 35 (machinery, except electrical) and  
8 37 (transportation equipment) and made of, fabricated from, or  
9 containing steel components. If a product contains both foreign  
10 and United States steel, such product shall be determined to be  
11 a United States steel product only if at least 75% of the cost  
12 of the articles, materials and supplies have been mined,  
13 produced or manufactured, as the case may be, in the United  
14 States. Transportation equipment shall be determined to be a  
15 United States steel product if it complies with section 165 of  
16 Public Law 97-424 (96 Stat. 2136). The term includes a product  
17 made from recycled steel if the steel was in previous use in the  
18 United States, the steel was rerolled in the United States and  
19 the product was manufactured in the United States.

20 \* \* \*

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