

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1281 Session of
2021

INTRODUCED BY DELOZIER, JAMES AND KEEFER, APRIL 26, 2021

REFERRED TO COMMITTEE ON STATE GOVERNMENT, APRIL 26, 2021

AN ACT

1 Amending Title 62 (Procurement) of the Pennsylvania Consolidated
2 Statutes, in contracts for public works, providing for
3 specifications for contracts.

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 § 3914. Specifications for contracts.

9 No specification for a contract awarded under this chapter
10 may be written in such a manner as to contain proprietary,
11 exclusionary or discriminatory requirements other than those
12 based upon performance unless the requirements are necessary to
13 test or demonstrate a specific feature or to provide for
14 necessary interchangeability of parts or equipment. For each
15 part or piece of equipment, the specifications shall include a
16 listing of at least two brand names or trade names of comparable
17 quality or utility and a statement that equivalent parts or
18 equipment will be given equal consideration.

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