

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1043 Session of 2022

INTRODUCED BY STEFANO, ARGALL, MASTRIANO, PHILLIPS-HILL, MARTIN, MENSCH, J. WARD, HUTCHINSON, PITTMAN, YUDICHAK, DiSANTO AND DUSH, FEBRUARY 3, 2022

AS REPORTED FROM COMMITTEE ON STATE GOVERNMENT, HOUSE OF REPRESENTATIVES, AS AMENDED, JUNE 21, 2022

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 payments under contracts by requiring centralized portal for
13 electronic submission of documentation.

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

16 Section 1. Section 5 of the act of March 3, 1978 (P.L.6,
17 No.3), known as the Steel Products Procurement Act, is amended
18 by adding a subsection to read:

19 Section 5. * * *

20 ~~(a.1) A public agency shall create a centralized portal to <--~~
21 ~~(A.1) (1) EXCEPT AS PROVIDED UNDER PARAGRAPH (2), A PUBLIC <--~~
22 ~~AGENCY SHALL UTILIZE A CENTRALIZED PORTAL TO allow for the~~

1 electronic submission of the documentation required under
2 subsection (a). ~~A person under a contract containing the~~ <--

3 (2) THE FOLLOWING MAY UTILIZE A CENTRALIZED PORTAL TO <--
4 ALLOW FOR THE ELECTRONIC SUBMISSION OF THE DOCUMENTATION
5 REQUIRED UNDER SUBSECTION (A):

6 (I) COUNTIES, CITIES, BOROUGHS, TOWNSHIPS, SCHOOL
7 DISTRICTS AND ANY OTHER GOVERNMENTAL UNIT OR DISTRICT.

8 (II) ALL MUNICIPAL OR SCHOOL OR OTHER AUTHORITIES
9 NOW IN EXISTENCE OR HEREAFTER CREATED OR ORGANIZED BY ANY
10 COUNTY, CITY, BOROUGH, TOWNSHIP OR SCHOOL DISTRICT OR
11 COMBINATION THEREOF.

12 (3) A PERSON UNDER A CONTRACT CONTAINING THE provision
13 required by section 4 may submit the documentation required
14 under subsection (a) EITHER to the centralized portal OR IN <--

15 ACCORDANCE WITH THE CONTRACT when the person obtains the
16 unidentified steel products under the contract. After the
17 initial submission of the documentation required under

18 subsection (a), ~~the person under the contract may use the~~ <--

19 ~~unidentifiable steel products in future projects if the~~
20 ~~person submits a certification to the public agency that the~~
21 ~~person previously submitted the documentation required under~~
22 ~~subsection (a) for the steel products. FOR UNIDENTIFIED STEEL~~ <--

23 PRODUCTS SUPPLIED UNDER THE CONTRACT, THOSE UNIDENTIFIABLE
24 STEEL PRODUCTS MAY CONTINUE TO BE USED ON THE CONTRACT
25 WITHOUT RESUBMITTING THE DOCUMENTATION.

26 * * *

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