

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 2313

H.P. 1650

House of Representatives, February 11, 1992

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.
Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script, reading "Ed Pert".

EDWIN H. PERT, Clerk

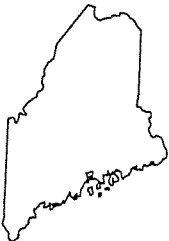
Presented by Representative KILKELLY of Wiscasset.

Cosponsored by Representative HEINO of Boothbay, Senator McCORMICK of Kennebec
and Representative KERR of Old Orchard Beach.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-TWO

**An Act to Require Economic Impact Criteria on State Procurement
Procedure.**



Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §1825-B, sub-§7, as enacted by PL 1989, c. 785, §2, is amended to read:

7. **Basis for awards.** Except as otherwise provided by law, orders awarded or contracts made by the State Purchasing Agent or by any department or agency of the State must be awarded to the lowest--responsible--bidder, taking into consideration the qualities of the goods or services to be supplied, their conformity with the specifications, the purposes for which they are required, the date of delivery, the information received pursuant to section 1825-D and the ultimate cost to the State. If the bidder that was initially awarded the order or contract does not perform, the State Purchasing Agent may cancel the contract and award a new contract to the ~~2nd lowest responsible~~ another bidder. The order or contract may not be awarded to a bidder that the State Purchasing Agent determined was not in compliance at the time the initial bid was submitted.

Sec. 2. 5 MRSA §1825-D, sub-§1-A is enacted to read:

1-A. Request for information. For requesting information from bidders that includes, but is not limited to:

A. The amount of income taxes paid by the bidder to the State during the preceding and current tax years;

B. The amount of potential sales tax arising from the contract that would be paid by the bidder to the State;

C. Any effect on the employment of residents of this State;

D. The cost of monitoring the contract; and

E. Any other state fiscal impact;

STATEMENT OF FACT

This bill requires bidders for state contracts to furnish financial information that would allow the State to assess the fiscal impact of the contracts on the State.