

MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

No. 1220

S.P. 361

In Senate, February 25, 1997

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

Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator BUTLAND of Cumberland.
Cosponsored by Senator KILKELLY of Lincoln, Representative: BRUNO of Raymond.

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

2
3 Sec. 1. 5 MRSA §1825-B, sub-§7, as amended by PL 1991, c. 780,
4 Pt. Y, §70, is further amended to read:

6 7. Awards to lowest bidder. Except as otherwise provided
7 by law, orders awarded or contracts made by the Director of the
8 Bureau of General Services or by any department or agency of the
9 State must be awarded to the lowest responsible bidder, taking
10 into consideration the qualities of the goods or services to be
11 supplied, their conformity with the specifications, the purposes
12 for which they are required, the date of delivery, the
13 information received pursuant to section 1825-D and the ultimate
14 cost to the State. If the bidder that was initially awarded the
15 order or contract does not perform, the Director of the Bureau of
16 General Services may cancel the contract and award a new contract
17 to ~~the 2nd lowest responsible~~ another bidder. The order or
18 contract may not be awarded to a bidder that the Director of the
19 Bureau of General Services determined was not in compliance at
20 the time the initial bid was submitted.

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

24 1-A. Request for information. For requesting information
25 from bidders that includes, but is not limited to:

26 A. The amount of taxes paid by the bidder to the State
27 during the preceding and current tax years, including income
28 taxes, property taxes, personal property taxes, employment
29 taxes and gas taxes;

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

32 C. Any effect on the employment or payroll of residents of
33 this State;

34 D. The degree to which the bidder meets or exceeds various
35 state and federal regulatory requirements;

36 E. The cost of monitoring the contract; and

37 F. Any other state fiscal impact.

38 SUMMARY

39 This bill requires bidders for state contracts to furnish
40 financial information that allows the State to assess the fiscal
41 impact of the contracts on the State.