

# MAINE STATE LEGISLATURE

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# 126th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2013

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Legislative Document

No. 1169

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S.P. 406

In Senate, March 26, 2013

### An Act To Ensure Accountability in State Contracts

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

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT  
Secretary of the Senate

Presented by Senator LACHOWICZ of Kennebec.  
Cosponsored by Representative LIBBY of Lewiston and  
Senators: GRATWICK of Penobscot, MAZUREK of Knox, SAVIELLO of Franklin,  
Representatives: MASTRACCIO of Sanford, NADEAU of Winslow.

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

2 **Sec. 1. 5 MRSA §1523** is enacted to read:

3 **§1523. Criteria for state contracts**

4 **1. State contracts.** In addition to any other requirement under this Part, the  
5 Department of Administrative and Financial Services shall ensure that a request for  
6 proposals or solicitation of bids by the State, including by a state agency as defined in  
7 section 1552, subsection 6, for a contract to provide property, products or services from a  
8 person, including a nonprofit corporation under Title 13-B, includes the following  
9 information:

10 A. A description of the property, products or services;

11 B. The estimated cost of providing the property, products or services;

12 C. The estimated duration of the contract;

13 D. The estimated number of people to be employed in fulfilling the contract; and

14 E. A list of any interim or final reports required.

15 **2. Posting of information.** The Department of Administrative and Financial  
16 Services shall post the information required under subsection 1 on the publicly accessible  
17 portion of the department's website. The department shall also post on the publicly  
18 accessible portion of the department's website:

19 A. Details of the final contract entered into pursuant to a request for proposals or  
20 solicitation of bids under this section, including the information provided by the  
21 successful bidder in response to the request for proposals or solicitation of bids under  
22 subsection 1;

23 B. Any analysis or comparison of costs of the contract, including but not limited to  
24 an analysis performed by the requesting or soliciting agency or by the Bureau of  
25 General Services under section 1816-A or 1825-B; and

26 C. Any additional reports or documentation provided by the requesting or soliciting  
27 agency to the Bureau of General Services relating to the request, solicitation or  
28 contract, including but not limited to any anticipated effect on state employees or  
29 positions in State Government.

30 **3. Application.** This section applies to any contract for the provision of property,  
31 products or services with respect to a budget adopted under chapter 149.

32 **SUMMARY**

33 This bill requires a request for proposals or solicitation of bids by the State for a  
34 contract for the provision of property, products or services with respect to the state budget  
35 to include certain defining information and requires the information to be posted on the  
36 publicly accessible portion of the Department of Administrative and Financial Services  
37 website.