

HB 1215 -- PROCUREMENT PROTECTION ACT

SPONSOR: Oehlerking

This bill provides that a foreign adversary company or Federally banned corporation, as defined in the bill, is ineligible to bid on or submit a proposal for a contract for goods and services with a state agency or political subdivision of the State. If the office of administration (OA) determines that a company submitted a false certification, the company is liable for a civil penalty in an amount equal to the greater of \$250,000 or twice the amount of the contract awarded to the company. In addition, OA will terminate the contract with the company and the company is ineligible to bid on a state contract for five years.

The bill allows for a state agency or political subdivision of the State to enter into a contract with a foreign adversary company or a Federally banned corporation if there is no other reasonable option for obtaining the good; the contract is pre-approved by OA; and not obtaining the good is a greater threat than the threat that is associated with the good itself.