



General Assembly

Amendment

January Session, 2005

LCO No. **7510**

SB0009407510SD0

Offered by:
SEN. DEFRONZO, 6th Dist.

To: Subst. Senate Bill No. **94** File No. 541 Cal. No. 91

(As Amended by Senate Amendment Schedule "A")

***"AN ACT CONCERNING REFORM OF THE STATE CONTRACTING
PROCESS."***

1 Strike subsection (b) of section 3 and insert the following in lieu
2 thereof:

3 "(b) The uniform procurement code described in subsection (a) of
4 this section shall be designed to: (1) Establish uniform contracting
5 standards and practices among the various state contracting agencies;
6 (2) simplify and clarify the state's laws governing contracting
7 standards and procurement policies and practices, including, but not
8 limited to, procedures for competitive sealed bids, competitive sealed
9 proposals, small purchases, sole source procurements, emergency
10 procurements and special procurements; (3) ensure the fair and
11 equitable treatment of all businesses and persons who deal with the
12 procurement system of the state; (4) include a process to maximize the
13 use of small contractors and minority business enterprises, as defined
14 in section 4a-60g of the general statutes; (5) provide increased economy

15 in state procurement activities and maximize purchasing value to the
16 fullest extent possible; (6) ensure that the procurement of supplies,
17 materials, equipment, services, real property and construction required
18 by any state contracting agency is obtained in a cost-effective and
19 responsive manner; (7) preserve and maintain the existing contracting,
20 procurement, disqualification and termination authority and discretion
21 of any state contracting agency when such contracting and
22 procurement procedures represent best practices; (8) include a process
23 to improve contractor and state contracting agency accountability; (9)
24 include standards by which state contracting agencies must evaluate
25 proposals to privatize state or quasi-public agency services and
26 privatization contract bid proposals, such standards shall, at a
27 minimum, include: (A) A requirement for a comparative costs analysis
28 to be completed prior to any state or quasi-public agency decision to
29 privatize services, (B) adequate notification requirements to affected
30 employees and, where applicable, certified bargaining agents, (C) a
31 requirement for the preparation of an employee impact statement
32 including measures to be taken by the bidder to retain qualified state
33 and quasi-public agency employees, (D) a provision requiring state
34 agencies and quasi-public agencies to provide adequate information
35 and resources to their employees for the purpose of encouraging and
36 assisting such state or quasi-public employees to organize and submit
37 a bid to provide the services that are the subject of such privatization
38 contract, (E) a requirement that bidders disclose all relevant
39 information pertaining to past performance, pending or concluded
40 legal or regulatory proceedings or complaints, including, but not
41 limited to, compliance with fair employment practices and
42 nondiscrimination standards, as described in section 46a-60 of the
43 general statutes, and compliance with federal fair employment and
44 nondiscrimination standards, and (F) a requirement that the contractor
45 pay any applicable minimum wage rate, as described in subdivision
46 (4) of subsection (a) of section 14 of this act; (10) establish standards for
47 leases and lease-purchase agreements and for the purchase and sale of
48 real estate; and (11) provide a process for competitive sealed bids,
49 competitive sealed proposals, small purchases, sole source

50 procurements, emergency procurements, special procurements, best
51 value selection, qualification based selection and the conditions for
52 their use."