



General Assembly

Substitute Bill No. 5270

February Session, 2018



AN ACT PROHIBITING BID SHOPPING.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2018*) As used in this section,
2 sections 2 and 3 of this act and sections 4b-91 to 4b-103, inclusive, of
3 the general statutes, as amended by this act:

4 (1) "General contractor" means any contractor that submits a bid to
5 an awarding authority, or to any construction manager at-risk
6 pursuant to part II of chapter 60 of the general statutes;

7 (2) "Subcontractor" means any contractor that submits a bid to
8 perform work for, or to supply materials to, a general contractor or
9 another subcontractor in relation to a general contractor's bid on a
10 construction project that is subject to any of the requirements
11 established under part II of chapter 60 of the general statutes;

12 (3) "Bid submission" or "submit a bid" means, with respect to a
13 general contractor, providing a bid package to an awarding authority
14 or construction manager at-risk, and with respect to a subcontractor,
15 submitting a sub-bid;

16 (4) "Sub-bid" means the bid submission of a subcontractor, made by
17 writing and signing a sub-bid on a form provided by the Department
18 of Administrative Services and providing such form to a general
19 contractor or another subcontractor pursuant to part II of chapter 60 of

20 the general statutes;

21 (5) "Higher-tier subcontractor" means any subcontractor that
22 contracts with a general contractor;

23 (6) "Lower-tier subcontractor" means any subcontractor that
24 contracts with a higher-tier subcontractor;

25 (7) "Bid shopping" means any effort by a general contractor after bid
26 submission to obtain a lower price from a subcontractor that such
27 contractor has previously solicited bids from with respect to the project
28 for which such bid was submitted, including using one subcontractor's
29 bid to coerce lower bids from other subcontractors, but excluding the
30 substitution of a contractor in accordance with section 2 of this act; and

31 (8) "Awarding authority" has the same meaning as provided in
32 section 4b-91 of the general statutes, as amended by this act.

33 Sec. 2. (NEW) (*Effective October 1, 2018*) (a) The Department of
34 Administrative Services shall adopt regulations in accordance with the
35 provisions of chapter 54 of the general statutes to set a threshold value
36 for sub-bids and provide that any sub-bid that exceeds such threshold
37 value is required to be delineated in the bid submission of a general
38 contractor. For purposes of this section, "threshold value" means the
39 threshold value determined by the Department of Administrative
40 Services under such regulations.

41 (b) On and after the date the regulations required under subsection
42 (a) of this section are effective, each invitation to bid on a contract
43 under part II of chapter 60 of the general statutes issued by an
44 awarding authority, including invitations issued by a construction
45 manager at-risk, shall require bidders to: (1) List the name, location of
46 the place of business and Connecticut business identification number
47 of all subcontractors that are to perform any work on the project in an
48 amount in excess of the threshold value; (2) list the dollar amount of
49 each sub-bid; (3) submit the written sub-bids, signed by each
50 subcontractor that is proposing to perform the work in an amount in

51 excess of the threshold value, and if applicable, the subcontractor's
52 prequalification certificate obtained in accordance with section 4a-100
53 of the general statutes; (4) identify any portion of work in excess of the
54 threshold value that the general contractor will self-perform and list
55 such work in accordance with section 4b-95a of the general statutes, as
56 amended by this act. The bid of any general contractor who fails to list
57 a sub-bid in excess of the threshold value shall be rejected if the
58 awarding authority or construction manager at-risk determines that it
59 is unreasonable for such contractor to subcontract for less than the
60 threshold value given the scope of the project and the bid
61 specifications submitted in accordance with section 4b-93 or 4b-103 of
62 the general statutes, as amended by this act.

63 (c) Each subcontractor shall submit all sub-bids to the prospective
64 general contractor, including any bids in excess of the threshold value
65 of lower-tier subcontractors to higher-tier subcontractors, prior to the
66 general contractor's bid submission. All subcontractors submitting
67 sub-bids in excess of the threshold value, including lower-tier
68 subcontractors, shall write and sign their bids on a form prescribed by
69 the Department of Administrative Services. If a general contractor
70 obtains bids from multiple subcontractors with respect to a single
71 project, the general contractor may select among the various bids,
72 provided the general contractor does not unilaterally pair any higher-
73 tier and lower-tier sub-bids together unless they were originally
74 submitted together by the respective subcontractors.

75 (d) A general contractor executing a contract under part II of
76 chapter 60 of the general statutes shall offer the listed higher-tier
77 subcontractors a written subcontract not later than five business days
78 after execution of the contract, consistent with any other applicable
79 requirements set forth in section 4b-96 of the general statutes, as
80 amended by this act. All subcontractors executing a contract under
81 part II of chapter 60 of the general statutes shall offer the listed lower-
82 tier subcontractors a subcontract not later than five business days after
83 execution of the contract. No listed subcontractor may commence

84 performing work on a project prior to signing a subcontract and filing
85 such contract with either the awarding authority or construction
86 manager at-risk.

87 (e) A general contractor or higher-tier subcontractor may not
88 substitute any listed subcontractors after the submission of a bid,
89 unless: (1) The subcontractor refused to execute a written subcontract
90 not later than five business days after being offered the subcontract; (2)
91 the value of the contract with the proposed substitute subcontractor
92 (A) does not differ by more than one-half of a per cent than the listed
93 sub-bid, or (B) differs by more than one-half of a per cent but is less
94 than the listed sub-bid, in which latter case the general contractor or
95 higher-tier subcontractor, as applicable, shall agree, in writing, that the
96 savings from the substitute subcontractor shall be paid to the state by
97 the general contractor or higher-tier subcontractor by check payable to
98 the State Treasurer not later than thirty days after the completion of
99 the project; (3) the general contractor or higher-tier subcontractor has
100 good cause, as described in subsection (c) of section 4b-95 of the
101 general statutes, as amended by this act, for requesting a substitute; (4)
102 the general contractor or higher-tier subcontractor receives written
103 permission from the awarding authority or construction manager at-
104 risk to substitute a listed subcontractor; and (5) the general contractor
105 or higher-tier subcontractor has otherwise met any applicable
106 requirements set forth in section 4b-96 of the general statutes, as
107 amended by this act.

108 (f) Any attempt by a general contractor to circumvent the
109 requirements of this section by (1) listing another contractor who will
110 subcontract portions of the contract in excess of the threshold value
111 covered by the contract to an unlisted subcontractor, or (2) failing to
112 comply with the requirements of subsection (e) of this section, shall
113 constitute a violation of this section and may result in the
114 disqualification of the contractor from bidding on projects under
115 chapter 60 of the general statutes for up to five years after the
116 discovery of the violation. The Department of Administrative Services

117 shall provide thirty days' written notice to each contractor alleged to
118 have violated this section that such contractor is subject to
119 disqualification. The contractor may request a hearing by the
120 department to contest such disqualification, provided such request is
121 made in writing not later than twenty days after receipt of such notice.

122 Sec. 3. (NEW) (*Effective October 1, 2018*) (a) No contractor shall
123 engage in bid shopping on any contract for the construction,
124 reconstruction, alteration, remodeling, repair or demolition of any
125 public building or other public work by the state, a municipality or
126 other political subdivision of the state.

127 (b) The Attorney General, in the case of state projects, or the
128 municipality or political subdivision, as applicable, may institute a
129 civil action to recover the difference in value between a higher-price
130 sub-bid used by a contractor in establishing a bid and the lower-price
131 subcontract that the contractor subsequently obtained through bid
132 shopping, as well as reasonable attorneys' fees and costs.

133 (c) Any subcontractor aggrieved by the bid shopping of a general
134 contractor may institute a civil action against the general contractor
135 that engaged in bid shopping to recover damages equivalent to ten per
136 cent of the submitted bid value, as well as reasonable attorneys' fees
137 and costs. In any such action, the subcontractor shall have the burden
138 of proving, by a preponderance of the evidence, that the contractor
139 engaged in bid shopping.

140 (d) In addition to the civil remedies set forth in this section, the
141 Commissioner of Consumer Protection shall fine a contractor found to
142 have engaged in bid shopping up to twenty thousand dollars for each
143 violation and not less than five thousand dollars per violation.

144 (e) Any civil action instituted under this section shall be brought not
145 more than two years after the alleged bid shopping occurred.

146 Sec. 4. Subsection (b) of section 4b-91 of the general statutes is
147 repealed and the following is substituted in lieu thereof (*Effective*

148 *October 1, 2018*):

149 (b) The awarding authority shall determine the manner of
150 submission and the conditions and requirements of such bids, and the
151 time within which the bids shall be submitted, consistent with the
152 provisions of this section, [and] sections 4b-92 to 4b-96, inclusive and
153 section 2 of this act. Such award shall be made not later than ninety
154 days after the opening of such bids. If the general bidder selected as
155 the general contractor fails to perform the general contractor's
156 agreement to execute a contract in accordance with the terms of the
157 general contractor's general bid and furnish a performance bond and
158 also a labor and materials or payment bond to the amount specified in
159 the general bid form, an award shall be made to the next lowest
160 responsible and qualified general bidder, or, in the case of a contract
161 awarded by the Department of Administrative Services under
162 subdivision (5) of subsection (a) of this section, to the bidder
163 determined in accordance with said subdivision if fewer than three
164 bids are received. No employee of an awarding authority with
165 decision-making authority concerning the award of a contract and no
166 public official, as defined in section 1-79, may communicate with any
167 bidder prior to the award of the contract if the communication results
168 in the bidder receiving information about the contract that is not
169 available to other bidders, except that if the lowest responsible and
170 qualified bidder's price submitted is in excess of funds available to
171 make an award, the awarding authority may negotiate with such
172 bidder and award the contract on the basis of the funds available,
173 without change in the contract specifications, plans and other
174 requirements. If the award of a contract on such basis is refused by
175 such bidder, the awarding authority may negotiate with other
176 contractors who submitted bids in ascending order of bid prices
177 without change in the contract, specifications, plans and other
178 requirements. In the event of negotiation with general bidders as
179 provided in this section, the general bidder involved may negotiate
180 with subcontractors on the same basis, provided such general bidder
181 shall negotiate only with subcontractors named on such general

182 bidder's general bid form.

183 Sec. 5. Subsection (a) of section 4b-93 of the 2018 supplement to the
184 general statutes is repealed and the following is substituted in lieu
185 thereof (*Effective October 1, 2018*):

186 (a) Every contract subject to this chapter shall include plans and
187 specifications detailing all labor and materials to be furnished
188 thereunder. Such specifications shall have a separate section for each of
189 the following classes of work if, in the estimate of the awarding
190 authority, the class of work will exceed one hundred thousand dollars:
191 (1) Masonry work; (2) electrical work; (3) plumbing; and (4) heating,
192 ventilating and air conditioning work. Such specifications shall include
193 a table of contents, chart or other means of identifying the portion of
194 work, if any, comprising each class of work identified in the
195 Department of Administrative Service's prequalification classifications
196 determined in accordance with section 4a-100, that are expected to
197 exceed the threshold value, as defined in section 2 of this act, in the
198 estimate of the awarding authority. Such specifications shall also have
199 a separate section for [each] any other class of work for which the
200 awarding authority deems it necessary or convenient.

201 Sec. 6. Section 4b-94 of the general statutes is repealed and the
202 following is substituted in lieu thereof (*Effective October 1, 2018*):

203 In inviting bids, the awarding authority shall reserve the right to
204 reject any or all such general bids, if (1) the awarding authority
205 determines that the general bidder or bidders involved are not
206 competent to perform the work as specified, based on objective criteria
207 established for making such determinations, including past
208 performance and financial responsibility, (2) the low bid price exceeds
209 the amount of money available for the project, (3) the awarding
210 authority determines that the project shall not go forward, (4) the
211 general bidder fails to comply with the requirements of section 2 of
212 this act, or [(4)] (5) the awarding authority finds cause to reject such
213 bids. If the awarding authority rejects any or all bids pursuant to this

214 section, it shall notify each affected bidder, in writing, of the reasons
215 for such rejection.

216 Sec. 7. Section 4b-95 of the general statutes is repealed and the
217 following is substituted in lieu thereof (*Effective October 1, 2018*):

218 (a) The awarding authority shall furnish to every person applying
219 therefor a form for general bid.

220 (b) Every general bid submitted for a contract subject to this chapter
221 shall be submitted on a form furnished by the awarding authority. The
222 form provided by the awarding authority shall provide a place for
223 listing the names and prices of subcontractors (1) for the four classes of
224 work specified in subsection (a) of section 4b-93, as amended by this
225 act, [and] (2) for [each] any other class of work included by the
226 awarding authority pursuant to said subsection, and (3) in accordance
227 with section 2 of this act, and state that: [(1)] (A) The undersigned
228 agrees that if selected as general contractor, [he] such bidder shall,
229 within five days, Saturdays, Sundays and legal holidays excluded,
230 after presentation thereof by the awarding authority, execute a contract
231 in accordance with the terms of the general bid; [(2)] (B) the
232 undersigned agrees and warrants that [he] such bidder has made good
233 faith efforts to employ minority business enterprises as subcontractors
234 and suppliers of materials under such contract and shall provide the
235 Commission on Human Rights and Opportunities with such
236 information as is requested by the commission concerning [his] such
237 bidder's employment practices and procedures as they relate to the
238 provisions of the general statutes governing contract requirements;
239 and [(3)] (C) the undersigned agrees that each of the subcontractors
240 listed on the bid form will be used for the work indicated at the
241 amount stated, unless a substitution is permitted by the awarding
242 authority. The awarding authority may require in the bid form that the
243 general contractor agree to perform a stated, minimum percentage of
244 work with [his] the bidder's own forces.

245 (c) General bids shall be for the complete work as specified and shall

246 include the names of any subcontractors required to be listed under
247 section 2 of this act for the four classes of work specified in subsection
248 (a) of section 4b-93, as amended by this act, and for [each] any other
249 class of work for which the awarding authority has required a separate
250 section pursuant to said subsection and the dollar amounts of their
251 subcontracts, and the general contractor shall be selected on the basis
252 of such general bids. [It shall be presumed that the general bidder
253 intends to perform with its own employees all work in such four
254 classes and such other classes, for which no subcontractor is named.
255 The] Where a general bidder indicates that he or she proposes to
256 perform any portion of work with his or her own forces, the general
257 bidder's qualifications for performing such work shall be subject to
258 review under section 4b-92. Every general bid which is conditional or
259 obscure, or which contains any addition not called for, shall be invalid;
260 and the awarding authority shall reject every such general bid. The
261 awarding authority shall be authorized to waive minor irregularities
262 which [he] the awarding authority considers in the best interest of the
263 state, provided the reasons for any such waiver are stated in writing by
264 the awarding authority and made a part of the contract file. No such
265 general bid shall be rejected because of the failure to submit prices for,
266 or information relating to, any item or items for which no specific
267 space is provided in the general bid form furnished by the awarding
268 authority, but this sentence shall not be applicable to any failure to
269 furnish prices or information required by this section or section 2 of
270 this act to be furnished in the form provided by the awarding
271 authority. General bids shall be publicly opened and read by the
272 awarding authority forthwith. The awarding authority shall not permit
273 substitution of a subcontractor for one named in accordance with the
274 provisions of this section or substitution of a subcontractor for any
275 designated subtrade work bid to be performed by the general
276 contractor's own forces, except for good cause or pursuant to
277 subsection (e) of section 2 of this act. The term "good cause" includes,
278 but is not limited to, a subcontractor's or, where appropriate, a general
279 contractor's: (1) Death or physical disability, if the listed subcontractor
280 is an individual; (2) dissolution, if a corporation or partnership; (3)

281 bankruptcy; (4) inability to furnish any performance and payment
282 bond shown on the bid form; (5) inability to obtain, or loss of, a license
283 necessary for the performance of the particular category of work; (6)
284 failure or inability to comply with a requirement of law applicable to
285 contractors, subcontractors, or construction, alteration, or repair
286 projects; (7) failure to perform his or her agreement to execute a
287 subcontract under section 4b-96, as amended by this act.

288 (d) The general bid price shall be the price set forth in the space
289 provided on the general bid form. No general bid shall be rejected (1)
290 because of error in setting forth the name of a subcontractor as long as
291 the subcontractor or subcontractors designated are clearly identifiable,
292 or (2) because the plans and specifications do not accompany the bid or
293 are not submitted with the bid. Failure to correctly state a
294 subcontractor's price shall be cause for rejection of the general bidder's
295 bid.

296 (e) Any general contractor who violates any provision of this section
297 shall be disqualified from bidding on other contracts that are subject to
298 the provisions of this chapter for a period not to exceed twenty-four
299 months, commencing from the date on which the violation is
300 discovered, for each violation. The awarding authority shall
301 periodically review the general contractor's subcontracts to insure
302 compliance with such provisions, and shall after each such review
303 prepare a written report setting forth its findings and conclusions.

304 Sec. 8. Section 4b-95a of the general statutes is repealed and the
305 following is substituted in lieu thereof (*Effective October 1, 2018*):

306 If a general bidder customarily performs any class of work valued
307 in excess of the threshold value, as defined in section 2 of this act, any
308 of the four classes of work specified in subsection (a) of section 4b-93,
309 as amended by this act, or any other class of work included by the
310 awarding authority pursuant to said subsection, the general bidder
311 may list himself or herself as a subcontractor together with his or her
312 price in the space provided in the bid form. A listed sub-bid so

313 submitted by the general bidder shall be considered on a par with
314 other listed sub-bids, and no such sub-bid by a general bidder shall be
315 considered unless the general bidder can show to the satisfaction of the
316 awarding authority, based on objective criteria established for such
317 purpose, that he customarily performs such subtrade work and is
318 qualified to do the character of work required by the applicable section
319 of the specifications.

320 Sec. 9. Section 4b-96 of the general statutes is repealed and the
321 following is substituted in lieu thereof (*Effective October 1, 2018*):

322 (a) Within five days after being notified of the award of a general
323 contract by the awarding authority, or, in the case of an approval of a
324 substitute subcontractor by the awarding authority, within five
325 business days after being notified of such approval, the general bidder
326 shall present to each listed or substitute subcontractor responsible for
327 the four classes of work specified in subsection (a) of section 4b-93, as
328 amended by this act, or any other separate section identified by the
329 awarding authority: (1) [a] A subcontract in the form set forth in this
330 section, and (2) a notice of the time limit under this section for
331 executing a subcontract. If a listed subcontractor fails within five
332 business days, [Saturdays, Sundays and legal holidays excluded,] after
333 presentation of a subcontract by the general bidder selected as a
334 general contractor, to perform his or her agreement to execute a
335 subcontract in the form [hereinafter] set forth in this section with such
336 general bidder, contingent upon the execution of the general contract,
337 the general contractor shall select another subcontractor, with the
338 approval of the awarding authority and in accordance with the
339 requirements of section 2 of this act. When seeking approval for a
340 substitute subcontractor, the general bidder shall provide the
341 awarding authority with all documents showing (A) the general
342 bidder's proper presentation of a subcontract to the listed
343 subcontractor, and (B) communications to or from such subcontractor
344 after such presentation. The awarding authority shall adjust the
345 contract price to reflect the difference between the amount of the price

346 of the new subcontractor and the amount of the price of the listed
347 subcontractor if the new subcontractor's price is lower and may adjust
348 such contract price if the new subcontractor's price is higher, consistent
349 with the general contractor's obligations under section 2 of this act to
350 pay any savings to the state. The general bidder shall, with respect to
351 each listed subcontractor or approved substitute subcontractor, file
352 with the awarding authority a copy of each executed subcontract
353 within ten days, Saturdays, Sundays and legal holidays excluded, of
354 presentation of a subcontract to such subcontractor.

355 (b) The subcontract shall be in the following form:

356 SUBCONTRACT

357 THIS AGREEMENT made this of 20., by and between a
358 corporation organized and existing under the laws of a partnership
359 consisting of an individual doing business as hereinafter called
360 the "Contractor" and a corporation organized and existing under the
361 laws of a partnership consisting of an individual doing business
362 as hereinafter called the "Subcontractor",

363 WITNESSETH that the Contractor and the Subcontractor for the
364 considerations hereafter named, agree as follows:

365 1. The Subcontractor agrees to furnish all labor and materials
366 required for the completion of all work specified in Section No. of
367 the specifications for (Name of Subtrade) and the plans referred
368 to therein and addenda No., and for the (Complete title of project
369 and the project number taken from the title page of the specifications)
370 all as prepared by (Name of Architect or Engineer) for the sum
371 of (\$....) and the Contractor agrees to pay the Subcontractor said
372 sum for said work. This price includes the following alternates:

373 Supplemental No. (s),,,,,,,

374 (a) The Subcontractor agrees to be bound to the Contractor by the
375 terms of the hereinbefore described plans, specifications (including all

376 general conditions stated therein which apply to his trade) and
377 addenda No. ..., ..., ..., and ..., and ..., and to assume to the
378 Contractor all the obligations and responsibilities that the Contractor
379 by those documents assumes to the ... (Awarding Authority) ...,
380 hereinafter called the "Awarding Authority", except to the extent that
381 provisions contained therein are by their terms or by law applicable
382 only to the Contractor.

383 (b) The Contractor agrees to be bound to the Subcontractor by the
384 terms of the hereinbefore described documents and to assume to the
385 Subcontractor all the obligations and responsibilities that the
386 Awarding Authority by the terms of the hereinbefore described
387 documents assumes to the Contractor, except to the extent that
388 provisions contained therein are by their terms or by law applicable
389 only to the Awarding Authority.

390 2. The Contractor agrees to begin, prosecute and complete the entire
391 work specified by the Awarding Authority in an orderly manner so
392 that the Subcontractor will be able to begin, prosecute and complete
393 the work described in this subcontract; and, in consideration thereof,
394 upon notice from the Contractor, either oral or in writing, the
395 Subcontractor agrees to begin, prosecute and complete the work
396 described in this Subcontract in an orderly manner in accordance with
397 completion schedules prescribed by the general contractor for each
398 subcontract work item, based on consideration to the date or time
399 specified by the Awarding Authority for the completion of the entire
400 work.

401 3. The Subcontractor agrees to furnish to the Contractor, within a
402 reasonable time after the execution of this subcontract, evidence of
403 workers' compensation insurance as required by law and evidence of
404 public liability and property damage insurance of the type and in
405 limits required to be furnished to the Awarding Authority by the
406 Contractor.

407 4. The Contractor agrees that no claim for services rendered or

408 materials furnished by the Contractor to the Subcontractor shall be
409 valid unless written notice thereof is given by the Contractor to the
410 Subcontractor during the first forty (40) days following the calendar
411 month in which the claim originated.

412 5. This agreement is contingent upon the execution of a general
413 contract between the Contractor and the Awarding Authority for the
414 complete work.

415 IN WITNESS WHEREOF, the parties hereto have executed this
416 agreement the day and year first above-written.

T1 SEAL

T2 ATTEST

T3 (Name of Subcontractor)

T4 By:

T5 SEAL

T6 ATTEST

T7 (Name of Subcontractor)

T8 By:

417 Sec. 10. Subsection (b) of section 4b-103 of the general statutes is
418 repealed and the following is substituted in lieu thereof (*Effective*
419 *October 1, 2018*):

420 (b) Except as provided in subsections (c) and (d) of this section, the
421 Commissioner of Administrative Services shall not enter into a
422 construction manager at-risk project delivery contract that does not
423 provide for a maximum guaranteed price for the cost of construction
424 that shall be determined not later than the time of the receipt and
425 approval by the commissioner of the trade contractor bids. Each
426 construction manager at-risk shall invite bids and give notice of
427 opportunities to bid on project elements on the State Contracting
428 Portal. Such invitation to bid shall also include a table of contents,
429 chart or other means of identifying the portion of work identified in

430 the Department of Administrative Services' prequalification
 431 classifications determined in accordance with section 4a-100, that the
 432 construction manager at-risk estimates will exceed the threshold value,
 433 as defined in section 2 of this act. Each bid shall be kept sealed until
 434 opened publicly at the time and place as set forth in the notice
 435 soliciting such bid. The construction manager at-risk shall, after
 436 consultation with and approval by the commissioner, award any
 437 related contracts for project elements to the responsible qualified
 438 contractor submitting the lowest bid in compliance with the bid
 439 requirements, provided (1) the construction manager at-risk shall not
 440 be eligible to submit a bid for any such project element, and (2)
 441 construction shall not begin prior to the determination of the
 442 maximum guaranteed price, except for the project elements of site
 443 preparation and demolition that have been previously put out to bid
 444 and awarded.

| | | |
|-------------------------------------------------------------------------------|------------------------|-------------|
| This act shall take effect as follows and shall amend the following sections: | | |
| Section 1 | <i>October 1, 2018</i> | New section |
| Sec. 2 | <i>October 1, 2018</i> | New section |
| Sec. 3 | <i>October 1, 2018</i> | New section |
| Sec. 4 | <i>October 1, 2018</i> | 4b-91(b) |
| Sec. 5 | <i>October 1, 2018</i> | 4b-93(a) |
| Sec. 6 | <i>October 1, 2018</i> | 4b-94 |
| Sec. 7 | <i>October 1, 2018</i> | 4b-95 |
| Sec. 8 | <i>October 1, 2018</i> | 4b-95a |
| Sec. 9 | <i>October 1, 2018</i> | 4b-96 |
| Sec. 10 | <i>October 1, 2018</i> | 4b-103(b) |

Statement of Legislative Commissioners:

In Section 1(1) "submitting" was changed to "that submits" for consistency, in Section 2(a) the definition was reworded for clarity, in Section 2(e)(2)(B) "of a" was added after "one-half" for accuracy, in Section 2(e)(3) "defined" was changed to "described" for accuracy and references were changed throughout the bill for gender neutrality.

GAE *Joint Favorable Subst. -LCO*