

Senate Bill 841

Sponsored by COMMITTEE ON BUSINESS, TRANSPORTATION AND ECONOMIC DEVELOPMENT

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Permits contracting agency to give preference in procuring construction services to bidder or proposer that agrees to use wood or wood products that are produced and transported entirely within this state for constructing, reconstructing, repairing, renovating or furnishing public building if doing so does not cost more than 10 percent more than similar procurement that does not use wood or wood products that are produced and transported entirely within this state.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to preferences in public contracting; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2011 Act is added to and made a part of ORS chapter 279A.**

5 **SECTION 2. Notwithstanding provisions of law that require a contracting agency to**
6 **award a contract to the lowest responsible bidder or best proposer or provider of a quotation,**
7 **a contracting agency that uses public funds to procure goods and services for a public use**
8 **may give preference to procuring construction services from a bidder or proposer that**
9 **agrees to use wood or wood products that are produced and transported entirely within this**
10 **state for constructing, reconstructing, repairing, renovating or furnishing a public building**
11 **under a public improvement contract if doing so does not cost more than 10 percent more**
12 **than a similar procurement that does not use wood or wood products that are produced and**
13 **transported entirely within this state.**

14 **SECTION 3. Section 2 of this 2011 Act applies to a contract that a contracting agency**
15 **first advertises or otherwise solicits on or after the operative date set forth in section 4 of**
16 **this 2011 Act or, if the contracting agency does not advertise or solicit the contract, to a**
17 **contract that the contracting agency enters into on or after the operative date set forth in**
18 **section 4 of this 2011 Act.**

19 **SECTION 4. (1) Section 2 of this 2011 Act becomes operative on the 91st day following the**
20 **effective date of this 2011 Act.**

21 **(2) The Director of the Oregon Department of Administrative Services, the Attorney**
22 **General or a contracting agency that adopts rules under ORS 279A.065 may take any action**
23 **before the operative date specified in subsection (1) of this section that is necessary to enable**
24 **the director, the Attorney General or the contracting agency to exercise, on and after the**
25 **operative date specified in subsection (1) of this section, all of the duties, functions and**
26 **powers conferred on the director, the Attorney General or the contracting agency by section**
27 **2 of this 2011 Act.**

28 **SECTION 5. This 2011 Act being necessary for the immediate preservation of the public**
29 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 **on its passage.**

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