

House Bill 3473

Sponsored by Representatives WITT, CLEM; Representatives BARTON, GILLIAM, HICKS, Senators BATES, BOQUIST, DEVLIN, WINTERS

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**.

Prohibits public body from entering into public contract with contract price of more than \$50,000 to construct, reconstruct, renovate, alter, maintain or repair public improvement or public works unless iron, steel and manufactured goods intended for use in public improvement or public works are made within United States.

Provides that prohibition does not apply if public body finds that amount or quality of iron, steel or manufactured goods made within United States are insufficient or if applying prohibition would increase cost or contract price by more than 25 percent.

A BILL FOR AN ACT

1
2 Relating to a requirement to use materials produced within the United States in connection with
3 public contracts.

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

5 **SECTION 1. Section 2 of this 2013 Act is added to and made a part of ORS chapter 279C.**

6 **SECTION 2. (1) A public body may not enter into a public contract with a contract price
7 of more than \$50,000 to construct, reconstruct, renovate, alter, maintain or repair a public
8 improvement or public works unless the iron, steel and manufactured goods intended for use
9 in the public improvement or public works are produced within the United States.**

10 **(2)(a) Subsection (1) of this section does not apply if the public body finds that:**

11 **(A) Iron, steel or manufactured goods intended for use in the public improvement or
12 public works are not produced within the United States in sufficient and reasonably available
13 quantities or with satisfactory quality; or**

14 **(B) Applying the provisions of subsection (1) of this section would increase the cost or
15 contract price for constructing, reconstructing, renovating, altering, maintaining or repair-
16 ing the public improvement or public works by more than 25 percent.**

17 **(b) If a public body makes a finding described in paragraph (a) of this subsection, the
18 public body shall publish and make the finding publicly available, together with detailed rea-
19 sons for the finding.**

20 **(3) As used in this section:**

21 **(a) "Public body" has the meaning given that term in ORS 174.109.**

22 **(b) "Public works" has the meaning given that term in ORS 279C.800.**

23 **SECTION 3. Section 2 of this 2013 Act applies to a public contract that a public body, as
24 defined in ORS 174.109, advertises or otherwise solicits, or if the public body does not ad-
25 vertise or solicit the public contract, into which the public body enters on or after the ef-
26 fective date of this 2013 Act for the purpose of constructing, reconstructing, renovating,
27 altering, maintaining or repairing a public improvement or public works.**

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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.