

## HOUSE AMENDMENTS TO HOUSE BILL 2716

By COMMITTEE ON CONSUMER PROTECTION AND GOVERNMENT EFFECTIVENESS

March 20

1 On page 1 of the printed bill, line 19, after “subsection” insert a period and delete the rest of  
2 the line and lines 20 through 24.

3 On page 2, delete lines 1 through 3.

4 Delete lines 6 through 13 and insert:

5 “(2)(a) If a contracting agency determines at any time during the term of a public contract that  
6 a contractor to which the contracting agency awarded the public contract on the basis described in  
7 subsection (1) of this section, or a subcontractor to which the contractor awarded a subcontract in  
8 connection with the public contract on the basis described in subsection (1) of this section, is no  
9 longer certified, the contracting agency may:

10 “(A) Terminate the public contract;

11 “(B) Require the contractor to terminate the subcontract; or

12 “(C) Exercise any of the remedies for breach of contract that are reserved in the public con-  
13 tract.

14 “(b) The actions a contracting agency may take under paragraph (a) of this subsection are in  
15 addition to and not in lieu of any other action the Oregon Business Development Department may  
16 take with respect to the contractor or subcontractor under ORS 200.065.

17 “(c) Paragraph (a) of this subsection does not apply to an emerging small business as defined in  
18 ORS 200.005 that, because of growth in the number of full-time equivalent employees or average  
19 annual gross receipts that occurs during the term of the public contract, no longer qualifies as a tier  
20 one firm or tier two firm, as those terms are defined in ORS 200.005, or for which a certification  
21 under ORS 200.055 expires during the term of the public contract.”.

22 In line 30, delete “(a)”.

23 Delete lines 40 through 45.

24 On page 3, delete lines 1 through 11.

25