
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 753 Session of
2013

INTRODUCED BY EICHELBERGER, STACK, FOLMER, TEPLITZ, SCHWANK,
RAFFERTY, VULAKOVICH, TARTAGLIONE, WAUGH, BREWSTER AND
KASUNIC, APRIL 15, 2013

REFERRED TO STATE GOVERNMENT, APRIL 15, 2013

AN ACT

1 Amending Title 62 (Procurement) of the Pennsylvania Consolidated
2 Statutes, in general provisions, providing for public access
3 to contract award information.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 62 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 106.1. Public access to contract award information.

9 (a) General rule.--A purchasing agency shall post the
10 following procurement information on the department's or, in the
11 case of an independent agency, the independent agency's publicly
12 accessible Internet website or otherwise make it available in
13 the manner indicated below:

14 (1) For a contract awarded under section 512(c)(1)
15 (relating to competitive sealed bidding) or 513(b) (relating
16 to competitive sealed proposals), bid tabulations recording
17 the name of each bidder and bid amount or scoring used to
18 evaluate bids in accordance with section 512(d), the

1 information shall be posted as soon as practicable after bid
2 opening, unless the purchasing agency elects to cancel the
3 invitation for bids.

4 (2) A notice of award under an invitation for bids shall
5 be posted as soon as practicable after the purchasing agency
6 elects to make an award in accordance with section 512(g).

7 (3) The written determination required by section 513(g)
8 shall be posted upon receipt of the final negotiated contract
9 signed by the selected offeror. Subject to redaction under
10 the act of February 14, 2008 (P.L.6, No.3), known as the
11 Right-to-Know Law, responsive proposals received by the
12 purchasing agency and, until fully executed, the final
13 negotiated contract, need not be posted on the Internet
14 website but shall be made available in hardcopy form to the
15 public upon request.

16 (b) Access and retention.--Procurement information specified
17 under subsection (a) shall be accessible on the Internet website
18 for at least 180 days from posting and further retained in
19 accordance with section 563 (relating to retention of
20 procurement records) and applicable purchasing agency record
21 retention policies. After expiration of the 180-day period, the
22 information shall be subject to disclosure under the Right-to-
23 Know Law.

24 Section 2. This act shall take effect in 60 days.