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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 791 Session of  
2013

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INTRODUCED BY DELOZIER, GRELL, GINGRICH, PICKETT, TRUITT AND  
QUINN, FEBRUARY 25, 2013

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REFERRED TO COMMITTEE ON STATE GOVERNMENT, FEBRUARY 25, 2013

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AN ACT

1 Amending Title 62 (Procurement) of the Pennsylvania Consolidated  
2 Statutes, in contracts for public works, providing for  
3 specifications for contracts.

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 § 3914. Specifications for contracts.

9 No specification for a contract awarded under this chapter  
10 shall be written in such a manner as to contain proprietary,  
11 exclusionary or discriminatory requirements other than those  
12 based upon performance unless such requirements are necessary to  
13 test or demonstrate a specific feature or to provide for  
14 necessary interchangeability of parts or equipment. For each  
15 part or piece of equipment, the specifications shall include a  
16 listing of at least two brand names or trade names of comparable  
17 quality or utility and a statement that equivalent parts or  
18 equipment will be given equal consideration.

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