

WEST VIRGINIA LEGISLATURE

2017 REGULAR SESSION

Introduced

House Bill 3054

**FISCAL
NOTE**

BY DELEGATES SPONAUGLE, WILLIAMS, HARTMAN AND

LYNCH

[Introduced March 14, 2017; Referred
to the Committee on Veterans' Affairs and Homeland
Security then Finance.]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
 2 designated §5A-3-37a, relating to a five percent bid preference on certain state contracts
 3 for businesses owned fifty-one percent by honorably discharged resident veterans.

Be it enacted by the Legislature of West Virginia:

4 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new
 5 section, designated §5A-3-37a, to read as follows:

ARTICLE 3. PURCHASING DIVISION.

**§5A-3-37a. Preference for business owned fifty-one percent by honorably discharged
 resident veteran.**

1 Notwithstanding provisions in section thirty-six of this article, effective July 1, 2017, in any
 2 instance that a purchase of commodities or printing by the director or by a state department is
 3 required under the provisions of this article to be made upon competitive bids, if the bid of a vendor
 4 which is owned at least fifty-one percent by a resident, honorably discharged veteran of the United
 5 States Armed Forces, the Reserves or the National Guard, and that vendor’s bid does not exceed
 6 the lowest qualified bid from a business not owned at least fifty-one percent by a resident,
 7 honorably discharged veteran of the United States Armed Forces, the Reserves or the National
 8 Guard, by more than five percent of the latter bid, and if the veteran-owned vendor has made
 9 written claim for the preference at the time the bid was submitted, the veteran vendor shall be the
 10 successful bid.

NOTE: The purpose of this bill is to give a five percent bid preference on certain state contracts to businesses owned at least 51% by honorably discharged resident veterans.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.