

ASSEMBLY BILL

No. 2627

Introduced by Assembly Member Bloom

February 19, 2016

An act to amend Section 10111 of the Public Contract Code, relating to public contracts.

LEGISLATIVE COUNSEL'S DIGEST

AB 2627, as introduced, Bloom. Department of General Services: report: contracting activity.

The State Contract Act requires the department, as defined, to make available a report on contracting activity containing specified information.

This bill would make technical, nonsubstantive changes to that provision.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 10111 of the Public Contract Code is
- 2 amended to read:
- 3 10111. Commencing January 1, 2007, the department shall
- 4 make available a report on contracting activity containing the
- 5 following information:
- 6 (a) A listing of consulting services contracts that the state has
- 7 entered into during the previous fiscal year. The listing shall
- 8 include the following:
- 9 (1) The name and identification number of each contractor.

- 1 (2) The type of bidding entered into, the number of bidders,
2 whether the low bidder was accepted, and if the low bidder was
3 not accepted, an explanation of why another contractor was
4 selected.
- 5 (3) The amount of the contract price.
- 6 (4) Whether the contract was a noncompetitive bid contract,
7 and why the contract was a noncompetitive bid contract.
- 8 (5) Justification for entering into each consulting services
9 contract.
- 10 (6) The purpose of the contract and the potential beneficiaries.
- 11 (7) The date when the initial contract was signed, and the date
12 when the work began and was completed.
- 13 (b) The report shall also include a separate listing of consultant
14 contracts completed during that fiscal year, with the same
15 information specified in subdivision (a).
- 16 (c) The information specified in subdivisions (a) and (b) shall
17 also include a list of any contracts underway during that fiscal year
18 on which a change was made regarding the following:
 - 19 (1) The completion date of the contract.
 - 20 (2) The amount of money to be received by the contractor, if it
21 exceeds 3 percent of the original contract price.
 - 22 (3) The purpose of the contract or duties of the contractor. A
23 brief explanation shall be given if the change in purpose is
24 significant.
 - 25 (d) The level of participation, by agency, of disabled veteran
26 business enterprises in statewide contracting and shall include
27 dollar values of contract award for the following categories:
 - 28 (1) Construction.
 - 29 (2) Architectural, engineering, and other professional services.
 - 30 (3) Procurement of materials, supplies, and equipment.
 - 31 (4) Information technology procurements.
- 32 Additionally, the report shall include a statistical summary
33 detailing each awarding department's goal achievement and a
34 statewide total of those goals.
- 35 (e) The level of participation by small business in state
36 contracting including:
 - 37 (1) Upon request, an up-to-date list of eligible small business
38 bidders by general procurement and construction contract
39 categories, noting company names and addresses and also noting
40 which small businesses also qualify as microbusinesses.

1 (2) By general procurement and construction contract categories,
2 statistics comparing the small business and microbusiness contract
3 participation dollars to the total state contract participation dollars.

4 (3) By awarding department and general procurement and
5 construction categories, statistics comparing the small business
6 and microbusiness contract participation dollars to the total state
7 contract participation dollars.

8 (4) Any recommendations for changes in statutes or state
9 policies to improve opportunities for small businesses and
10 microbusinesses.

11 (5) A statistical summary of small businesses and
12 microbusinesses certified for state contracting by the number of
13 employees at the business for each of the following categories:
14 0–5, 26–50, 51–75, and 76–100.

15 (6) To the extent feasible, beginning in ~~the year~~ 2008, the
16 number of contracts awarded by the department in the categories
17 specified in paragraph (5).

18 (7) The number of contracts and dollar amounts awarded
19 annually pursuant to Section 14838.5 of the Government Code to
20 small businesses, microbusinesses, and disabled veteran business
21 enterprises.

22 (f) The level of participation of business enterprises, by race,
23 ethnicity, and gender of the owner, in contracts to the extent that
24 the information has been voluntarily reported to the department.
25 In addition, the report shall contain the levels of participation of
26 business enterprises, by race, ethnicity, and gender of the owner,
27 and whether the business is a lesbian, gay, bisexual, or transgender
28 owned business for the following categories of contracts, to the
29 extent that the information has been voluntarily reported to the
30 department:

31 (1) Construction.

32 (2) Purchases of materials, supplies, or equipment.

33 (3) Professional services.

34 (g) In ~~the years~~ 2011 and 2012, any errors reported to the
35 department by an awarding agency as required by Sections ~~10302,~~
36 ~~10344, and 12104.5,~~ 10302 and 10344 in the previous fiscal year.

1 (h) The amendments made to this section by ~~the act adding this~~
2 ~~subdivision~~ *Chapter 861 of the Statutes of 2012* shall apply on and
3 after January 1, 2013.

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