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LEGISLATIVE ACTION

Senate

House

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Floor: 1/AD/3R

04/24/2019 02:50 PM

Senator Lee moved the following:

Senate Amendment

Delete lines 755 - 803

and insert:

(a) Document in a written memorandum by the secretary the specific reasons that such settlement and payment to a nonselected responsive bidder is in the best interest of the state. The written memorandum must be included and maintained in the department's permanent files concerning the procurement and must include:

1. A description of the property rights, patent rights,



532226

12 copyrights, trademarks, or the engineering design or other
13 design work that the department will acquire or retain as a
14 result of such settlement; and

15 2. The specific appropriation in the existing General
16 Appropriations Act which the department intends to use to
17 provide such payment.

18 (b) Provide prior written notification to the President of
19 the Senate, the Speaker of the House of Representatives, the
20 Senate and House of Representatives minority leaders, the chair
21 and vice chair of the Legislative Budget Commission, and the
22 Attorney General at least 5 business days, or as soon thereafter
23 as practicable, before the department makes the settlement
24 agreement final. Such written notification must include the
25 written memorandum required pursuant to paragraph (a).

26 (c) Provide, at the time settlement discussions regarding
27 any such payment have begun in earnest, written notification of
28 such discussions to the President of the Senate, the Speaker of
29 the House of Representatives, the Senate and House of
30 Representatives minority leaders, the chair and vice chair of
31 the Legislative Budget Commission, and the Attorney General.