

WEST VIRGINIA LEGISLATURE

2019 REGULAR SESSION

Introduced

House Bill 2064

**FISCAL
NOTE**

BY DELEGATE SPONAUGLE

[Introduced January 9, 2019; Referred
to the Committee on Veterans' Affairs and Homeland
Security then Government Organization.]

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 51 percent by honorably discharged resident veterans.

Be it enacted by the Legislature of West Virginia:

ARTICLE 3. PURCHASING DIVISION.

**§5A-3-37a. Preference for business owned 51 percent by honorably discharged resident
veteran.**

1 Notwithstanding provisions in §5A-3-37 of this code, effective July 1, 2019, in any instance
 2 that a purchase of commodities or printing by the director or by a state department is required
 3 under the provisions of this article to be made upon competitive bids, if the bid of a vendor which
 4 is owned at least 51 percent by a resident, honorably discharged veteran of the United States
 5 Armed Forces, the Reserves or the National Guard, and that vendor’s bid does not exceed the
 6 lowest qualified bid from a business not owned at least 51 percent by a resident, honorably
 7 discharged veteran of the United States Armed Forces, the Reserves or the National Guard, by
 8 more than five percent of the latter bid, and if the veteran-owned vendor has made written claim
 9 for the preference at the time the bid was submitted, the veteran vendor shall be the successful
 10 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 percent 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.