

ADOPTED

Senator Orrock of the 36th offered the following amendment:

1 *Amend the Senate Transportation Committee substitute to SB 492 by inserting "to provide*
2 *requirements for the procurement of services;" following "procedures;" on line 4.*

3 *By inserting following line 25 the following:*

4 **SECTION 1.1.**

5 Chapter 4 of Title 50 of the Official Code of Georgia Annotated, relating to organization of
6 the executive branch generally, is amended by adding a new Code section to read as follows:
7 "50-4-8.

8 No contract between a state agency and a private provider or vendor for the provision of
9 all or part of any governmental services provided by the agency or for the provision of any
10 services to the agency shall be entered into on or after July 1, 2012, if any such services
11 will be performed outside the boundaries of the United States, except for those limited
12 circumstances where the nature of the service being performed is unique to that location
13 and cannot be performed within the boundaries of the United States. If at any time during
14 the performance of a contract the private contracting party uses any services which are
15 performed outside the boundaries of the United States, such private contracting party shall
16 be liable to the state agency for damages in an amount equal to the contract value of such
17 services. Each such contract entered into on or after July 1, 2012, shall contain a provision
18 requiring compliance with the provisions of this Code section and providing that a breach
19 of such provision, at the election of the agency, shall constitute a breach of the contract.
20 In the event an agency brings an action in any court to enforce such provisions, it shall be
21 entitled to reasonable attorney's fees in addition to any other damages."