

House Bill 995

By: Representatives Newton of the 123<sup>rd</sup>, Rynders of the 152<sup>nd</sup>, Brockway of the 102<sup>nd</sup>, and Holcomb of the 81<sup>st</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 1 of Chapter 80 of Title 36 of the Official Code of Georgia Annotated,  
2 relating to general provisions applicable to counties, municipal corporations, and other  
3 governmental entities, so as to provide for certain disclosures from consultants and other  
4 contractors who enter into contracts or arrangements with counties, municipal corporations,  
5 and other governmental entities to prepare or develop specifications or requirements for bids,  
6 requests for proposals, procurement orders, or purchasing orders; to provide for  
7 consequences for failure to disclose; to provide for related matters; to repeal conflicting laws;  
8 and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 style="text-align:center">**SECTION 1.**

11 Article 1 of Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to  
12 general provisions applicable to counties, municipal corporations, and other governmental  
13 entities, is amended by adding a new Code section to read as follows:

14 "36-80-26.

15 (a) Consultants and other contractors who enter into contracts or arrangements with  
16 counties, municipal corporations, and other governmental entities to prepare or develop  
17 specifications or requirements for bids, requests for proposals, procurement orders, or  
18 purchasing orders for such county, municipal corporation, or other governmental entity  
19 shall, at the time of entering into such contract, disclose in writing to the county, municipal  
20 corporation, or other governmental entity all payments and compensation received by the  
21 consultant or contractor in the immediately preceding five-year period from or on behalf  
22 of any company, firm, individual, or other business entity who would be a potential vendor  
23 or bidder with regard to the bid, request for proposal, procurement order, or purchasing  
24 order which the consultant or contractor is being engaged to prepare or develop. Such  
25 disclosure shall be a matter of public record and subject to inspection by the public in  
26 accordance with Article 4 of Chapter 18 of Title 50.

27 (b) The failure by the consultant or contractor to disclose all payments and compensation  
28 received from or on behalf of a potential vendor or bidder in accordance with subsection (a)  
29 of this Code section shall result in the disqualification of such vendor or bidder from such  
30 bid, request for proposal, procurement order, or purchasing order."

31

**SECTION 2.**

32 All laws and parts of laws in conflict with this Act are repealed.