

2016 -- S 2068

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LC003143  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

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A N A C T

RELATING TO PUBLIC PROPERTY AND WORKS - STATE PURCHASES

Introduced By: Senator William A. Walaska

Date Introduced: January 13, 2016

Referred To: Senate Labor

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 37-2-44 of the General Laws in Chapter 37-2 entitled "State  
2 Purchases" is hereby amended to read as follows:

3 **37-2-44. Cost and pricing principles -- Regulations required. --** The chief purchasing  
4 officer shall issue regulations setting forth cost principles which shall be used:

5 (1) As guidelines in the negotiation of:

6 (i) Estimated costs of fixed prices when the absence of open market competition  
7 precludes the use of competitive sealed bidding;

8 (ii) Adjustments for state-directed changes or modifications in contract performances;

9 and

10 (iii) Settlements of contracts which have been terminated.

11 (2) To determine the allowability of incurred costs , which shall include the cost of labor  
12 and benefits of programs mandated by a workers' compensation insurer to maintain a discounted  
13 premium rate modification. for the purpose of reimbursing costs under contract provisions which  
14 provide for the reimbursement of costs; and

15 (3) As appropriate in any other situation where the determination of the estimated or the  
16 incurred costs of performing contracts may be required.

1 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T  
RELATING TO PUBLIC PROPERTY AND WORKS - STATE PURCHASES

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1           This act would amend the law on state purchases so that when the chief purchasing  
2 officer determines an allowable cost it would include the cost of labor and benefits of programs  
3 mandated by a workers' compensation insurer.

4           This act would take effect upon passage.

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