WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1976

ENROLLED
Committee Substitute for
HOUSE BILL No. 1069

(By Mr. Bird & Mr. Albright)

PASSED March 8, 1976

In Effect ninety days from Passage

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

THIS DATE 3/18/76
ENROLLED

COMMITTEE SUBSTITUTE

FOR

H. B. 1069

(By Mr. Bird and Mr. Albright)

(Originating in the House Committee on Finance)

[Passed March 8, 1976; in effect ninety days from passage.]

AN ACT to amend article three, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section forty-four, relating to preference to resident vendors doing business with the state.

Be it enacted by the Legislature of West Virginia:

That article three, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section forty-four, to read as follows:

ARTICLE 3. PURCHASING DIVISION.

§5A-3-44. Preference for resident vendors.

1 Other provisions of this article notwithstanding, in any instance that a purchase of commodities or printing by the director or by a state department is required under the provisions of this article to be made upon competitive bids, such purchase shall be made from a vendor resident in West Virginia, if such bid does not exceed the lowest qualified
bid from a nonresident vendor by more than two percent of
the latter bid, and if such resident vendor has made written
claim for such preference at the time the bid was submitted.

A vendor shall be deemed to be a resident of this state
if such vendor be an individual, partnership, association or
corporation that maintains an active bona fide place of business
within the state and maintains therein a representative in-
ventory of the commodities on which the bid is submitted,
and, in the case of a corporation, is duly qualified to do
business and is in good standing under the laws of the state.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

James L. Davis  
Chairman Senate Committee

[Signature]

Chairman House Committee

Originated in the House.  
Takes effect ninety days from passage.

J. C. DeLone  
Clerk of the Senate

[Signature]

Clerk of the House of Delegates

W. T. Carruthers  
President of the Senate

[Signature]

Speaker House of Delegates

The within approved this the 17th  

day of ______________, 1976.

[Signature]

Governor

C-641
PRESENTED TO THE GOVERNOR

Date 3/11/76
Time 4:25 p.m.