

SB196_L.012

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Veterans, & Military Affairs.

SB19-196 be amended as follows:

1 Amend reengrossed bill, page 5, line 11, after "SECTION." add "If A
 2 CONTRACTING AGENCY OF GOVERNMENT DETERMINES THAT A
 3 MECHANICAL, ELECTRICAL, OR PLUMBING SUBCONTRACTOR HAS
 4 WILLFULLY FALSIFIED DOCUMENTATION OR WILLFULLY MISREPRESENTED
 5 THEIR QUALIFICATIONS REQUIRED TO COMPLY WITH THIS SECTION IN THE
 6 CONTRACT, THE AGENCY OF GOVERNMENT SHALL DIRECT THE
 7 CONTRACTOR TO TERMINATE THE SUBCONTRACTOR CONTRACT
 8 IMMEDIATELY AND THE SUBCONTRACTOR WILL BE IMMEDIATELY REMOVED
 9 FROM THE PUBLIC PROJECT. AT THE DISCRETION OF THE DIRECTOR OF THE
 10 DEPARTMENT OF PERSONNEL, THE STATE MAY INITIATE THE PROCESS TO
 11 DEBAR THE CONTRACTOR PURSUANT TO SECTION 24-109-105, AND MAY
 12 PURSUE ANY OTHER REMEDY PROVIDED BY LAW."

13 Page 21, after line 7 insert:

14 "SECTION 3. In Colorado Revised Statutes, 24-109-105, amend
 15 (2)(e) and (2)(f); and add (2)(g) as follows:

16 24-109-105. Debarment and suspension. (2) A person may be
 17 debarred for any of the following reasons:

18 (e) The person is currently under debarment by any other
 19 governmental entity which is based upon a settlement agreement or a final
 20 administrative or judicial determination issued by a federal, state, or local
 21 governmental entity; or

22 (f) The department of labor and employment has imposed three
 23 fines on a contractor within five years pursuant to section 8-17-104,
 24 C.R.S., for failure to satisfy Colorado labor requirements; OR

25 (g) THE PERSON WILLFULLY FALSIFIED DOCUMENTATION OR
 26 WILLFULLY MISREPRESENTED THEIR QUALIFICATIONS REQUIRED TO
 27 COMPLY WITH THE CONTRACT."

28 Renumber succeeding section accordingly.

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