

(1) A RESPONSIBLE OFFEROR WHOSE PRINCIPAL OFFICE OR OPERATION IS IN ANOTHER STATE SUBMITS A PROPOSAL;

(2) THE STATE IN WHICH THE NONRESIDENT OFFEROR'S PRINCIPAL OFFICE IS LOCATED OR THE STATE IN WHICH THE NONRESIDENT OFFEROR HAS ITS PRINCIPAL OPERATION THROUGH WHICH IT WOULD PROVIDE THE SUBJECT OF THE CONTRACT GIVES A PREFERENCE TO ITS RESIDENTS; AND

(3) THE PREFERENCE DOES NOT CONFLICT WITH A FEDERAL LAW OR GRANT AFFECTING THE PROCUREMENT CONTRACT.

(D) (1) At the request of the unit, a nonresident bidder OR NONRESIDENT OFFEROR submitting a proposal for a State project shall provide a copy of the current statute, resolution, policy, procedure, or executive order that pertains to the treatment of nonresident bidders OR NONRESIDENT OFFERORS by:

(i) the state in which the nonresident bidder's OR NONRESIDENT OFFEROR'S principal office is located; and

(ii) the state in which the nonresident bidder OR NONRESIDENT OFFEROR has its principal operation through which it would provide supplies or services.

(2) A unit may give a preference under this section that is identical to any of the following preferences, or any combination of them:

(i) the preference that the state in which the nonresident bidder's OR NONRESIDENT OFFEROR'S principal office is located gives to its residents; or

(ii) the preference that the state in which the nonresident bidder OR NONRESIDENT OFFEROR has its principal operation through which it would provide supplies or services.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2004.

Approved April 27, 2004.

CHAPTER 198

(House Bill 721)

AN ACT concerning

~~Department of General Services Procurement~~ - Minority Business Enterprises - Directory

FOR the purpose of requiring ~~the Department of General Services~~ a certain certification agency to develop and maintain a directory of minority business enterprises; establishing certain criteria for ~~a~~ the directory; requiring the directory to be accessible to the public through the Internet; and generally