



COMMONWEALTH of VIRGINIA

Department of General Services

Division of Purchases and Supply

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July 9, 2009

MEMORANDUM

TO: Purchasing Offices
Departments, Institutions, Agencies
Commonwealth of Virginia

FROM: Ron Bell
Director

SUBJECT: Changes to the *Virginia Public Procurement Act*, Effective July 1, 2009

The 2009 session of the General Assembly made some changes to the *Virginia Public Procurement Act (VPPA)* which take effect July 1, 2009. Attached is an unofficial copy of the *VPPA* incorporating those changes. Changes are indicated by an arrow (—▶) in the margin. After June 30, 2009, the 2008 version of the *VPPA* issued by the Division is obsolete.

The following is a brief summary of the significant changes made by the 2009 General Assembly, which are reflected in this copy. For judicial or other legal uses, consult the *Code of Virginia*.

2.2-4301 *Competitive negotiation 3.a.*

Adds the sentence "In addition, offerors shall be informed of any ranking criteria that will be used by the public body in addition to the review of the professional competence of the offeror".

Changes the number of contract renewals from "two" to "four" additional one-year terms for local public bodies.

Inserts "or for architectural and engineering services for rail and public transportation projects by the Director of the Department of Rail and Public Transportation" twice in the third paragraph.

2.2-4303.H. Substitutes "\$50,000" for "\$30,000".

- 2.2-4310.E. Revises the definition of “Minority individual” by substituting “legal resident alien” for “non-citizen who is in full compliance with United States immigration law”.
- Revises the definition of “Minority-owned business” by adding minority individuals “who are U.S. citizens or legal resident aliens”.
- Revises the definition of “Small business” by substituting “individuals who are U.S. citizens or legal resident aliens” for “persons who are citizens of the United States or non-citizens who are in full compliance with United States immigration law,which,”.
- Revises the definition of “Women-owned business” by substituting “U.S. citizens or legal resident aliens” for “citizens of the United States or non-citizens who are in full compliance with United States immigration law”.
- 2.2-4343.5. Inserts “College of William and Mary in Virginia, Virginia Commonwealth University and Virginia Polytechnic Institute and State University”. Substitutes “their endowment funds” for “its endowment funds”. Updates references to applicable code sites.
- 2.2-4344.D. Substitutes “Behavioral Health and Developmental Services” for “Mental Health, Mental Retardation and Substance Abuse Services” twice.