AMENDED

June 4, 2015

**H. 4056**

Introduced by Reps. Funderburk, Norrell, King, Knight, Brannon, Cobb‑Hunter, Daning, Henderson, Herbkersman, Hicks, Kennedy, Newton, Simrill, Thayer, Weeks, Hodges, Pope and Ballentine

S. Printed 6/4/15--S.

Read the first time May 4, 2015.

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 57‑5‑1655 SO AS TO PROVIDE THAT A DEPARTMENT OF TRANSPORTATION CONTRACTOR OR CONTRACTING FIRM SHALL NOT BE QUALIFIED TO PARTICIPATE IN DEPARTMENT CONTRACTS AS A PRIME CONTRACTOR OR SUBCONTRACTOR UNDER CERTAIN CIRCUMSTANCES.

Amend Title To Conform

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Article 11, Chapter 5, Title 57 of the 1976 Code is amended by adding:

“Section 57‑5‑1655. A contractor or contracting firm shall not be qualified to participate in Department of Transportation contracts as a prime contractor or subcontractor, if:

(1) the contractor or contracting firm is owned, in whole or in part, by a trust that benefits a person or firm who has been disqualified for bidding on department contracts, or a disqualified person’s family; or

(2) the disqualified person or firm provides financial support or loans to the contractor or contracting firm.”

SECTION 2. This act takes effect upon approval of the Governor, and shall apply to trusts created after the effective date of this act.

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