

BILL SUMMARY
1st Session of the 59th Legislature

Bill No.:	HB2218
Version:	Introduced
Request Number:	5379
Author:	Rep. West, Kevin
Date:	2/28/2023
Impact:	See Analysis Below

Research Analysis

HB 2218 prohibits a governmental entity from entering into a contract with a company unless the contract contains a written verification from the company that it does not discriminate against a firearm entity or firearm trade association and that the company will not discriminate during the term of the contract. This requirement does not apply to a governmental entity that contracts with a sole-source provider or does not receive a bid from a company that is able to provide the written verification.

Prepared By: Brad Wolgamott

Fiscal Analysis

HB 2218 prohibits government entities from contracting with companies unless the contract contains written verification that the company does not discriminate against a firearm entity or firearm trade association in any way. Per the Office of Management and Enterprise Services (OMES), this measure has the potential to limit the total number of suppliers that state has available with which to conduct business. This could result in less options for agencies and less competition, thus potentially resulting in higher prices and lower quality of service. Therefore, all appropriated agencies would be subject to current economic conditions for products and services. A definitive fiscal impact per agency would be purely speculative, but it would be anticipated that agencies would have increased costs as a result of the provisions in this measure.

Additionally, there is no current method in place to verify the information required by this measure as OMES does not have the ability to audit and review suppliers at their internal policy levels, so OMES would have to rely on supplier attestation of following the prohibitions in this measure. This would result in an unknown administrative cost to OMES to facilitate the verification of supplier statements which may require additional appropriations from the state.

Prepared By: Jay St Clair, House Fiscal Staff

Other Considerations

This measure applies to a larger population of governmental entities pursuant to the definition of governmental entities in this bill, which are outside the purview of and authority of OMES Central Purchasing and the State Purchasing Director.

