June 30, 2021

MEMORANDUM

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

FROM: J. Peter Stamps
Director

SUBJECT: Changes to the *Virginia Public Procurement Act*, Effective July 1, 2021

The 2021 session of the General Assembly made changes to the *Virginia Public Procurement Act (VPPA)* that took effect July 1, 2021 or later. Attached is an unofficial copy of the *VPPA* incorporating those changes, indicated by an arrow (⟶) in the margin. After June 30, 2021, the 2020 version of the *VPPA* issued by the Division is obsolete.

The following is a brief summary of the significant changes made by the 2021 General Assembly, which are reflected in this copy. For judicial or other legal uses, consult the *Code of Virginia*.

§ 2.2-4321 *Debarment.*

Deletes sunset and effective dates to the current section.

§ 2.2-4321.2 *Public works contracts; project labor agreements authorized.*

Deletes effective date to the current section.

§2.2-4321.3 *Payment of prevailing wage for work performed on public works contracts; penalty.*

Adds "including transportation infrastructure projects" in the definition for "Public works".

Adds "means any authority, board, department, instrumentality, institution, agency, or other unit of state government. "State agency" does not include any county, city, or town" in the definition for "State agency".

Inserts "shall require" and substituted "to pay" for "shall pay" in subsection C.

Deletes "operator" in subsection E.

§ 2.2-4328.1 *Preference for energy-efficient and water-efficient goods.*

Adds new section.

§2.2-4336 *Bid bonds.*

Deletes sunset and effective dates to the current section.

§2.2-4337 *Performance and payment bonds.*

Deletes sunset and effective dates to the current section.

§2.2-4343 *Exemptions from operation of chapter for certain transactions.*

Subdivision A12 – Deletes sunset and effective dates to the current section.

§ 2.2-4356 *Comptroller to file annual report.*

Adds ‘‘and Appropriations’’ to the title Senate Committee on Finance.

§ 2.2-4383 *Reporting requirements.*

Adds ‘‘and Appropriations’’ to the title Senate Committee on Finance.