

HB1055/853299/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1055
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3, inclusive, and substitute “Evaluation of the Application of Minority Business Enterprise Program by the Public Service Commission”; strike beginning with “Public” in line 4 down through “supply” in line 10 and substitute “Department of Transportation, the Governor’s Office of Minority Affairs, and the Public Service Commission, in consultation with the Office of the Attorney General, to evaluate the feasibility and constitutionality of requiring the Public Service Commission to apply the provisions of a certain minority business enterprise program when exercising certain authority; providing for the termination of this Act; and generally relating to an evaluation of the application of the State minority business enterprise program by the Public Service Commission in exercising certain authority”; and strike in their entirety lines 11 through 15, inclusive.

AMENDMENT NO. 2

On pages 1 through 5, strike in their entirety the lines beginning with line 16 on page 1 through line 32 on page 5, inclusive, and substitute:

“SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That:

(a) The Department of Transportation, the Governor’s Office of Minority Affairs, and the Public Service Commission, in consultation with the Office of the Attorney General, shall evaluate whether requiring the Public Service Commission to apply the provisions of the minority business enterprise program under Title 14, Subtitle 3 of the State Finance and Procurement Article when exercising its authority under § 7-510(c)(6) of the Public Utilities Article would be feasible and in compliance

(Over)

with the requirements of the Croson decision and any subsequent federal or constitutional requirements.

(b) On or before December 1, 2013, the Department of Transportation, the Governor's Office of Minority Affairs, and the Public Service Commission shall report their findings and recommendations to the General Assembly in accordance with § 2-1246 of the State Government Article.

On page 5, in line 33, strike "3." and substitute "2."; and in line 34, strike "October 1, 2013" and substitute "July 1, 2013. It shall remain effective for a period of 1 year and, at the end of June 30, 2014, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect".