

HOUSE BILL 14

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4lr0087

(PRE-FILED)

By: **Chair, Health and Government Operations Committee (By Request –
Departmental – General Services) (By Request – Departmental –
Minority Affairs, Office of)**

Requested: November 8, 2013

Introduced and read first time: January 8, 2014

Assigned to: Health and Government Operations

A BILL ENTITLED

AN ACT concerning

Small Business Reserve Program – Procurements by Designated Procurement Units

FOR the purpose of requiring that all procurements by a designated procurement unit that fall within a certain dollar value range be designated for the Small Business Reserve program subject to a certain condition; and generally relating to the designation of certain procurements for the Small Business Reserve program.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 14–504
Annotated Code of Maryland
(2009 Replacement Volume and 2013 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – State Finance and Procurement

14–504.

(a) Any procurement by a designated procurement unit of goods, supplies, services, maintenance, construction, construction–related services, architectural services, and engineering services shall be eligible for designation for the small business reserve.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(B) ANY PROCUREMENT BY A DESIGNATED PROCUREMENT UNIT WITH AN EXPECTED VALUE OF \$15,000 TO \$100,000 SHALL BE DESIGNATED FOR THE SMALL BUSINESS RESERVE UNLESS THE PROCUREMENT OFFICER, WITH THE APPROVAL OF THE AGENCY HEAD OR DESIGNEE, MAKES A DETERMINATION THAT THE PROCUREMENT SHOULD NOT BE DESIGNATED FOR THE SMALL BUSINESS RESERVE.

[(b)] (C) A solicitation for procurement that has been designated for a small business reserve shall be published in the same manner as required for an invitation for bids as set forth in § 13-103(c) of this article.

[(c)] (D) The procurement officer of a designated procurement unit shall award a procurement contract designated for a small business reserve to the small business that submits a responsive bid that:

- (1) is the lowest bid price;
- (2) if the invitation for bids so provides, is the lowest evaluated bid price; or
- (3) is the bid or proposal most favorable to the State within the small business reserve.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2014.