

SENATE BILL 894

P2

5lr3072
CF HB 349

By: **Senators Pugh, Conway, McFadden, and Nathan-Pulliam**

Introduced and read first time: March 4, 2015

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Procurement Preferences – Blind Industries and Services of Maryland –**
3 **Janitorial Products**

4 FOR the purpose of repealing the requirement that a State or State aided or controlled
5 entity include in certain maintenance contracts a requirement that a prime
6 contractor procure certain products from the Blind Industries and Services of
7 Maryland under certain circumstances; and generally relating to procurement
8 preferences related to the Blind Industries and Services of Maryland.

9 BY repealing and reenacting, with amendments,
10 Article – State Finance and Procurement
11 Section 14–103
12 Annotated Code of Maryland
13 (2009 Replacement Volume and 2014 Supplement)

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

16 **Article – State Finance and Procurement**

17 14–103.

18 (a) A State or State aided or controlled entity shall buy supplies and services
19 from:

20 (1) Maryland Correctional Enterprises, as provided in Title 3, Subtitle 5 of
21 the Correctional Services Article, if State Use Industries provides the supplies or services;

22 (2) Blind Industries and Services of Maryland, if:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) Blind Industries and Services of Maryland provides the supplies
2 or services; and

3 (ii) Maryland Correctional Enterprises does not provide the supplies
4 or services;

5 (3) the Employment Works Program established under § 14–108 of this
6 subtitle, if:

7 (i) a community service provider provides the supplies or services;

8 (ii) neither Maryland Correctional Enterprises nor Blind Industries
9 and Services of Maryland provides the supplies or services; and

10 (iii) a State or State aided or controlled entity is not required by law
11 to buy the supplies or services from any other unit of the State government; or

12 (4) individual with disability owned businesses if:

13 (i) an individual with disability owned business provides the
14 supplies or services;

15 (ii) neither Maryland Correctional Enterprises, Blind Industries and
16 Services of Maryland, nor a community service provider provides the supplies or services;
17 and

18 (iii) a State or State aided or controlled entity is not required by law
19 to buy the supplies or services from any other unit of the State government.

20 (b) A State or State aided or controlled entity shall give preference to the
21 providers listed under subsection (a) of this section in the order that the providers are listed.

22 [(c) To the extent practicable, a State or State aided or controlled entity shall
23 include in a maintenance contract that has a component for housekeeping or janitorial
24 services, a requirement that a prime contractor procure janitorial products from Blind
25 Industries and Services of Maryland when the specified products are available.]

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 October 1, 2015.