# SENATE BILL 30

P2 5lr0706
CF 5lr0705

By: **Senator Peters**
Introduced and read first time: January 19, 2015
Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

AN ACT concerning

**Procurement – Veteran–Owned Small Business Enterprise Participation – Award of Contracts**

FOR the purpose of requiring a unit awarding a contract with a certain expected goal of veteran–owned small business enterprise participation to award the contract in accordance with certain provisions of law to a certain bidder or offeror that meets or makes a good faith effort to meet the expected goals; and generally relating to veteran–owned small business enterprise participation in State procurements.

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 14–602
Annotated Code of Maryland
(2009 Replacement Volume and 2014 Supplement)

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

**Article – State Finance and Procurement**

14–602.

(a) Beginning July 1, 2012, a unit shall structure procurement procedures, consistent with the purposes of this subtitle, to try to achieve an overall minimum of 0.5%

EXPLANATION: **CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**
**[**Brackets**]** indicate matter deleted from existing law.

of the unit's total dollar value of procurement contracts to be made directly or indirectly with veteran–owned small business enterprises.

(b) Solicitation documents shall establish the expected degree of veteran–owned small business enterprise participation based, in part, on:

(1) the potential subcontract opportunities available in the procurement contract; and

(2) the availability of veteran–owned small business enterprises to respond competitively to the potential subcontract opportunities.

(c) The provisions of this subtitle do not apply to a unit's procurement procedures to the extent that any unit determines that those provisions are in conflict with an applicable federal program.

14–603.

A unit **AWARDING A CONTRACT WITH AN EXPECTED GOAL OF VETERAN–OWNED SMALL BUSINESS ENTERPRISE PARTICIPATION AS ESTABLISHED UNDER THIS SUBTITLE** shall award the contract **IN ACCORDANCE WITH § 13–103(E) OF THIS ARTICLE** to **[**the**]** **A** responsible bidder **[**that submits the lowest responsive bid, or responsible**]** **OR** offeror **[**proposing the most advantageous offer,**]** that meets or makes a good faith effort to meet **[**any applicable goal established under this subtitle**]** **THE EXPECTED GOAL**.

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