

**SB1084/646985/1**

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 1084  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 4 and 5 and substitute:

“State Finance and Procurement – Veteran-Owned Small Business Enterprises –  
Definitions and Penalties”;

strike beginning with “establishing” in line 9 down through “Procurement” in line 17 and substitute “defining “veteran” and altering the definition of “veteran-owned small business enterprise” for the purposes of certain provisions of law relating to the structure of a unit’s procurement procedures; authorizing certain penalties to be applied to a person that willfully misrepresents a business as a veteran-owned small business enterprise; providing for a delayed effective date; and generally relating to veteran-owned small business enterprises”; and after line 22, insert:

“BY repealing and reenacting, with amendments,  
Article - State Finance and Procurement  
Section 14-601  
Annotated Code of Maryland  
(2015 Replacement Volume and 2016 Supplement)

BY adding to  
Article - State Finance and Procurement  
Section 14-606  
Annotated Code of Maryland  
(2015 Replacement Volume and 2016 Supplement)”.

AMENDMENT NO. 2

(Over)

**SB1084/646985/1 Health and Government Operations Committee  
Amendments to SB 1084  
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On pages 2 through 4, strike in their entirety the lines beginning with line 1 on page 2 through line 15 on page 4, inclusive, and substitute:

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

Article – State Finance and Procurement

14-601.

**(A) In this subtitle[, “veteran-owned] THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

**(B) “VETERAN” MEANS AN INDIVIDUAL WHO SERVED ON ACTIVE DUTY IN THE ARMED FORCES OF THE UNITED STATES, OTHER THAN FOR TRAINING, AND WAS DISCHARGED OR RELEASED UNDER CONDITIONS OTHER THAN DISHONORABLE.**

**(C) “VETERAN-OWNED small business enterprise” means a business that:**

**(1) MEETS THE SIZE STANDARDS ADOPTED BY THE UNITED STATES SMALL BUSINESS ADMINISTRATION IN 13 C.F.R. 121.201 AND ANY SUBSEQUENT REVISION OF THAT REGULATION; AND**

**(2) is [verified by the Center for Veterans Enterprise of the United States Department of Veterans Affairs as a veteran-owned small business] AT LEAST 51% OWNED BY ONE OR MORE INDIVIDUALS WHO:**

**(I) ARE VETERANS; AND**

**(II) CONTROL THE MANAGEMENT AND DAILY OPERATIONS  
OF THE BUSINESS.**

**14-606.**

**IN ADDITION TO THE PENALTIES UNDER § 14-605(B) OF THIS SUBTITLE, A  
PERSON THAT WILLFULLY MISREPRESENTS A BUSINESS AS A VETERAN-OWNED  
SMALL BUSINESS ENTERPRISE FOR PURPOSES OF OBTAINING OR RETAINING A  
CONTRACT OR SUBCONTRACT MAY BE SUBJECT TO:**

**(1) SUSPENSION OR DEBARMENT UNDER TITLE 16 OF THIS  
ARTICLE; OR**

**(2) CIVIL PENALTIES UNDER THE MARYLAND FALSE CLAIMS ACT  
UNDER TITLE 8 OF THE GENERAL PROVISIONS ARTICLE.**

**SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
October 1, 2018.”.**