

SB0985/724737/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 985
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 8 down through “manner;” in line 9; in line 10, after “manner;” insert “requiring a unit to award a contract conducted in a certain manner to a certain responsible bidder or offeror that submits a bid or offer that meets certain qualifications;”; strike beginning with “providing” in line 28 down through “manner;” in line 29; and in lines 30 and 31, strike “as a special, nonlapsing fund”.

On page 2, strike beginning with “requiring” in line 2 down through the first “Fund;” in line 3; strike beginning with “requiring” in line 5 down through “State;” in line 7; in line 11, strike “6–226(a)(2)(i) and”; in line 16, strike “6–226(a)(2)(ii)121. and 122. and”; and in line 21, strike “6–226(a)(2)(ii)123.; and”.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 28 on page 2 through line 4 on page 3.

On page 6, strike lines 18 through 21 in their entirety; in line 22, strike “**(3)**” and substitute “**(2)**”; and after line 25, insert:

“(3) FOR PROCUREMENTS CONDUCTED BY COMPETITIVE SEALED BIDDING, A UNIT SHALL AWARD THE CONTRACT TO THE RESPONSIBLE BIDDER THAT SUBMITS THE RESPONSIVE BID THAT:

- (i) 1. HAS THE LOWEST BID PRICE;**
- 2. HAS THE LOWEST EVALUATED BID PRICE; OR**

(Over)

3. FOR PROCUREMENTS SUBJECT TO § 11-202(3) OF THIS ARTICLE, IS THE BID MOST FAVORABLE TO THE STATE; AND

(II) MEETS OR MAKES A GOOD FAITH EFFORT TO MEET ANY APPLICABLE GOAL ESTABLISHED UNDER THIS SUBTITLE.

(4) FOR PROCUREMENTS CONDUCTED BY COMPETITIVE SEALED PROPOSALS, A UNIT SHALL AWARD THE CONTRACT TO THE RESPONSIBLE OFFEROR:

(I) PROPOSING THE MOST ADVANTAGEOUS OFFER; AND

(II) THAT MEETS OR MAKES A GOOD FAITH EFFORT TO MEET ANY APPLICABLE GOAL ESTABLISHED UNDER THIS SUBTITLE.”.

On page 9, strike lines 5 and 6 in their entirety; and in lines 7, 10, and 13, strike “(3)”, “(4)”, and “(5)”, respectively, and substitute “(2)”, “(3)”, and “(4)”, respectively.

On page 11, in line 13, after “YEAR;” insert “AND”; and strike beginning with the semicolon in line 16 down through “ARTICLE” in line 21.

On page 12, strike lines 1 through 4, inclusive; in lines 5 and 10, strike “(E)” and “(F)”, respectively, and substitute “(D)” and “(E)”, respectively; in line 7, strike “INTEREST EARNINGS” and substitute “PRINCIPAL THAT IS REPAYED FROM NEAR-EQUITY INVESTMENTS”; and strike lines 13 through 16 in their entirety.