

HB1214/286084/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1214
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the first “of” insert “requiring the Secretary of General Services to review and evaluate certain contracts in accordance with certain requirements; requiring the Secretary to report annually to certain committees of the General Assembly; requiring the Secretary to adopt certain regulations;”.

On page 2, in line 2, after “Section” insert “4-204(f)”.

AMENDMENT NO. 2

On page 2, after line 12, insert:

“4-204.

(f) (1) On or before December 1 of each year, the Secretary shall send a report to the Governor on the activities of the Department during the previous fiscal year.

(2) (I) THE SECRETARY SHALL REVIEW AND EVALUATE ALL CONTRACTS THAT WERE EXECUTED IN THE PRIOR YEAR USING STATE FUNDS OR CONTRACTS FOR THE BENEFIT OF THE STATE, A UNIT OF THE STATE, OR STATE OFFICIALS OR EMPLOYEES.

(II) FOR EACH REVIEWED CONTRACT UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE EVALUATION SHALL EXAMINE:

(Over)

1. CHANGES IN FINAL COST COMPARED TO THE BID OR OFFER PRICE;

2. HOW CLOSELY THE COMPLETED CONTRACT MET THE CRITERIA LISTED IN THE REQUEST FOR PROPOSALS OR INVITATION FOR BIDS; AND

3. WHETHER PROPER PROCUREMENT PROCEDURES WERE FOLLOWED TO SOLICIT AND AWARD THE CONTRACT.

(III) ON OR BEFORE JULY 1 EACH YEAR, THE SECRETARY SHALL REPORT ON THE CONTRACT REVIEW REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH TO THE SENATE BUDGET AND TAXATION COMMITTEE, THE SENATE FINANCE COMMITTEE, THE HOUSE APPROPRIATIONS COMMITTEE, AND THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE.

(IV) THE SECRETARY SHALL ADOPT REGULATIONS TO ENSURE THAT LOCAL UNITS AND THIRD PARTIES PROVIDE THE INFORMATION NECESSARY FOR THE SECRETARY'S REVIEW OF CONTRACTS TO BE THOROUGH AND COMPLETE."

On page 11, in line 14, strike the second "OR"; and in line 17, after "ARTICLE" insert "; OR

(III) THE DATE ON WHICH THE BIDDER OR OFFEROR FIRST RECEIVES NOTICE THAT THEIR BID WAS UNSUCCESSFUL UNDER § 13-103(B) OF THIS ARTICLE"