SENATE BILL 197

P2 1lr1536 (PRE–FILED)

By: Senator Ellis

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(a)

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Requested: November 1, 2020

Introduced and read first time: January 13, 2021

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning 2 Procurement - Minority Business Participation Goals - Waiver 3 FOR the purpose of prohibiting certain units of State government from waiving certain 4 minority business enterprise goals for certain procurement contracts; making a 5 conforming change; and generally relating to minority business participation in 6 State procurement. 7 BY repealing and reenacting, without amendments, 8 Article – State Finance and Procurement 9 Section 14–302(a)(1)(i)1. and (7) 10 Annotated Code of Maryland 11 (2015 Replacement Volume and 2020 Supplement) 12BY repealing and reenacting, with amendments, 13 Article – State Finance and Procurement Section 14–302(a)(9)(i) and (iii) 14 Annotated Code of Maryland 15 16 (2015 Replacement Volume and 2020 Supplement) SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND. 17 18 That the Laws of Maryland read as follows: 19 **Article - State Finance and Procurement** 20 14 - 302.

procurement procedures, consistent with the purposes of this subtitle, to try to achieve an

overall percentage goal of the unit's total dollar value of procurement contracts being made

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

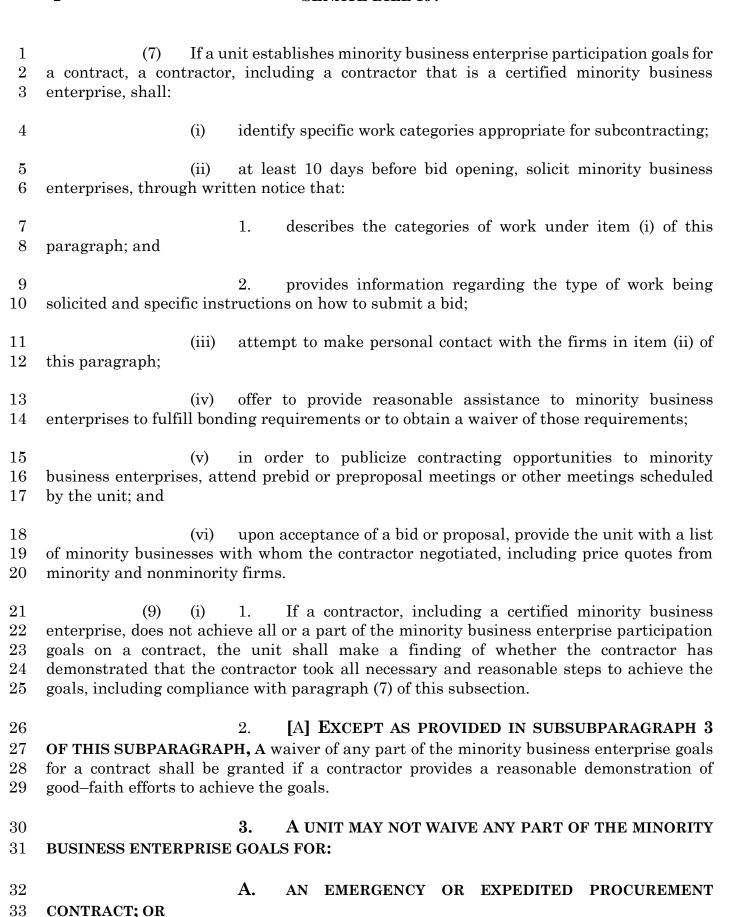
directly or indirectly to certified minority business enterprises.

[Brackets] indicate matter deleted from existing law.

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Except for leases of real property, each unit shall structure



B. A CONTRACT FOR THE PURCHASE OF COMMODITIES.

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- (iii) The head of the unit may waive any of the requirements of this subsection relating to the establishment, use, and waiver of contract goals for a sole source [, expedited, or emergency] procurement in which the public interest cannot reasonably accommodate use of those requirements.
- 6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 7 1, 2021.