

HB1254/373523/1

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1254
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Positions –**” and substitute “**Board Members and**”; in line 3, after the first “of” insert “increasing the number of members of the Maryland State Board of Contract Appeals; clarifying the number of Appeals Board members required for an appeal;”; in the same line, strike “Maryland State Board of Contract Appeals” and substitute “Appeals Board”; in line 5, in each instance, after “of” insert “staff”; in line 6, after “year;” insert “providing for the expiration of the initial terms of certain members of the Appeals Board;”; in the same line, after the first “the” insert “members and”; and in line 10, after “Section” insert “15–207 and”.

AMENDMENT NO. 2

On page 1, after line 15, insert:

“15–207.

(a) **(1) The Appeals Board consists of [3] 6 members appointed by the Governor with the advice and consent of the Senate.**

(2) AN APPEAL BEFORE THE APPEALS BOARD SHALL BE HEARD BY A PANEL OF NOT MORE THAN 3 MEMBERS DESIGNATED BY THE CHAIRMAN.

(b) Each member of the Appeals Board shall:

(1) be qualified to serve in a quasi-judicial capacity; and

(2) have a thorough knowledge of procurement practices and processes.

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(c) Before taking office, each appointee to the Appeals Board shall take the oath required by Article I, § 9 of the Maryland Constitution.

(d) (1) The term of a member is 5 years.

(2) The terms of members are staggered as required by the terms provided for members of the Appeals Board on October 1, 1988.

(3) At the end of a term, a member continues to serve until a successor is appointed and qualifies.

(4) A member who is appointed after a term has begun serves only for the rest of the term and until a successor is appointed and qualifies.

(e) The Governor may remove a member of the Appeals Board for cause.”.

On page 2, after line 16, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding § 15–207(d) of the State Finance and Procurement Article, the initial terms of the 3 additional members appointed to the Maryland State Board of Contract Appeals in accordance with § 15–207(a) of the State Finance and Procurement Article, as enacted by this Act, shall expire as follows:

(1) one member in 2024;

(2) one member in 2025; and

(3) one member in 2027.”;

and in line 17, strike “2.” and substitute “3.”.