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**By: Calvert County Delegation**

Introduced and read first time: January 13, 1997

Assigned to: Commerce and Government Matters

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## A BILL ENTITLED

1 AN ACT concerning

**2 Calvert County - Board of County Commissioners - Tax Exempt Private Activity Bonds**

3 FOR the purpose of allowing the Board of County Commissioners of Calvert County to  
4 charge a fee for the issuance of certain tax exempt bonds; requiring the Board to  
5 dedicate the proceeds of the fee to a certain loan fund in the County; and generally  
6 relating to the powers of the Board of County Commissioners of Calvert County.

7 BY repealing and reenacting, without amendments,  
8 Article 25 - County Commissioners  
9 Section 3(a)(1), (l), and (l-1)  
10 Annotated Code of Maryland  
11 (1996 Replacement Volume)

12 BY adding to  
13 Article 25 - County Commissioners  
14 Section 3(l-2)  
15 Annotated Code of Maryland  
16 (1996 Replacement Volume)

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

**19 Article 25 - County Commissioners**

20 3.

21 (a) (1) The county commissioners of each county in this State, in addition to,  
22 but not in substitution of, the powers which have been or may be granted them, have the  
23 following express powers.

24 (l) (1) To provide for competitive bidding for any county work and the making  
25 and awarding of contracts for the purchase of materials and supplies in excess of \$15,000  
26 and to require bonds in connection with the work or contracts, regardless of the amount,  
27 whenever the County Commissioners consider it proper to require a bond; and if no bids  
28 are submitted in response to any request for bids, to place the order in a manner that the  
29 County Commissioners consider appropriate.

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1                   (2) The provisions of paragraph (1) of this subsection are not applicable in  
2 Somerset County with regard solely to contracting for the services of an architectural  
3 and/or engineering firm for design and/or consultation purposes. With regard to  
4 contracting for other county work these provisions are applicable.

5                   (3) The provisions of paragraph (1) of this subsection are not applicable in  
6 Frederick County with regard solely to contracting for the services of an architectural,  
7 engineering, or consultant firm for design or consultation purposes. In Frederick County,  
8 contracts for architectural and engineering services costing more than \$15,000, shall be  
9 awarded on a competitive basis which shall consist of either sealed competitive bids or  
10 competitive negotiation. "Competitive negotiation" means a process that includes the  
11 submission of written technical and price proposals from two or more sources and a  
12 written evaluation of those proposals in accordance with evaluation criteria.

13                   (4) The provisions of paragraph (1) of this subsection are not applicable in  
14 Charles County with regard to contracting for any professional services.

15                   (1-1) (1) Notwithstanding any other provision of law and subject to paragraphs  
16 (2) and (3) of this subsection, in Somerset County the County Commissioners may enter  
17 into lease purchase agreements and related financing agreements to obtain personal or  
18 real property for any public purpose in the County.

19                   (2) The County Commissioners may enter into a lease purchase agreement  
20 under this subsection only after advertising for bids in at least 2 newspapers of general  
21 circulation in the County.

22                   (3) A multiyear lease purchase agreement or related financing agreement  
23 shall be subject to cancellation by the County Commissioners at the end of a fiscal year if  
24 sufficient money is not appropriated to fund the agreement in the subsequent year.

25                   (L-2) (1) IN CALVERT COUNTY, THE BOARD OF COUNTY COMMISSIONERS  
26 MAY CHARGE A FEE FOR THE ISSUANCE OF TAX EXEMPT PRIVATE ACTIVITY BONDS.

27                   (2) THE BOARD SHALL DEDICATE THE PROCEEDS OF THE FEE TO THE  
28 ECONOMIC DEVELOPMENT LOAN FUND OF THE COUNTY.

29                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
30 October 1, 1997.