
By: **Washington County Delegation**
Introduced and read first time: February 13, 1998
Assigned to: Commerce and Government Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 10, 1998

CHAPTER _____

1 AN ACT concerning

2 **Washington County - Procurement - Intergovernmental Cooperative**
3 **Purchasing**

4 FOR the purpose of authorizing the Board of County Commissioners of Washington
5 County to allow other governmental entities to procure goods or services
6 through a contract entered by the County; authorizing the County
7 Commissioners to procure goods or services under contracts entered by other
8 government entities; specifying that such authority is subject to a determination
9 that the arrangement is in the best interest of the County; specifying certain
10 procedural requirements pertaining to intergovernmental purchasing; defining
11 "governmental entity"; and generally relating to the authority of the Board of
12 County Commissioners of Washington County to engage in intergovernmental
13 cooperative purchasing.

14 BY adding to
15 The Public Local Laws of Washington County
16 Section 1-106.3
17 Article 22 - Public Local Laws of Maryland
18 (1991 Edition and December 1997 Supplement, as amended)

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

21 **Article 22 - Washington County**

22 1-106.3.

23 (A) IN THIS SECTION, "GOVERNMENTAL ENTITY" MEANS:

1 (1) THE FEDERAL GOVERNMENT OR AN AGENCY OR INSTRUMENTALITY
2 OF THE FEDERAL GOVERNMENT;

3 (2) THE STATE GOVERNMENT, ANOTHER STATE, OR AN AGENCY OR
4 INSTRUMENTALITY OF THE STATE OR ANOTHER STATE; OR

5 (3) ANOTHER COUNTY, A MUNICIPALITY, OR OTHER POLITICAL
6 SUBDIVISION OF THE STATE OR OF ANOTHER STATE OR AN INSTRUMENTALITY OF A
7 POLITICAL SUBDIVISION.

8 (B) WHENEVER THE COUNTY COMMISSIONERS DETERMINE THAT IT IS IN THE
9 BEST INTEREST OF THE COUNTY, THE COUNTY COMMISSIONERS:

10 (1) MAY ALLOW OTHER GOVERNMENTAL ENTITIES TO PROCURE GOODS
11 OR SERVICES THROUGH A CONTRACT ENTERED BY THE COUNTY IN ACCORDANCE
12 WITH THE TERMS OF THE CONTRACT; OR

13 (2) NOTWITHSTANDING § 1-106 OF THIS SUBTITLE, MAY PROCURE
14 GOODS OR SERVICES THROUGH A CONTRACT ENTERED INTO BY ANOTHER
15 GOVERNMENTAL ENTITY IN ACCORDANCE WITH THE TERMS OF THE CONTRACT,
16 REGARDLESS OF WHETHER THE COUNTY WAS A PARTY TO THE ORIGINAL CONTRACT.

17 (C) A DETERMINATION TO ALLOW OR PARTICIPATE IN AN
18 INTERGOVERNMENTAL COOPERATIVE PURCHASING ARRANGEMENT UNDER
19 SUBSECTION (B) OF THIS SECTION SHALL BE BY RESOLUTION AND SHALL EITHER
20 INDICATE THAT THE PARTICIPATION WILL PROVIDE COST BENEFITS TO THE COUNTY
21 OR RESULT IN ADMINISTRATIVE EFFICIENCIES AND SAVINGS OR PROVIDE OTHER
22 JUSTIFICATION FOR THE ARRANGEMENT.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 July 1, 1998.