

SENATE BILL 199

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1999 Regular Session
9r1131

By: **Senators Ferguson and Mooney (Frederick County Senators)**
Introduced and read first time: February 1, 1999
Assigned to: Economic and Environmental Affairs

Committee Report: Favorable
Senate action: Adopted
Read second time: March 2, 1999

CHAPTER _____

1 AN ACT concerning

2 **Frederick County - Competitive Bidding**

3 FOR the purpose of increasing the amount necessary to require Frederick County to
4 provide for competitive bidding for certain work and certain contracts; and
5 generally relating to competitive bidding in Frederick County.

6 BY repealing and reenacting, with amendments,
7 Article 25 - County Commissioners
8 Section 3(l)
9 Annotated Code of Maryland
10 (1998 Replacement Volume and 1998 Supplement)

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

13 **Article 25 - County Commissioners**

14 3.

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

21 (II) IN FREDERICK COUNTY, TO PROVIDE FOR COMPETITIVE
22 BIDDING FOR ANY COUNTY WORK AND THE MAKING AND AWARDING OF CONTRACTS

1 FOR THE PURCHASE OF MATERIALS AND SUPPLIES IN EXCESS OF \$50,000 AND TO
2 REQUIRE BONDS IN CONNECTION WITH THE WORK OR CONTRACTS, REGARDLESS OF
3 THE AMOUNT, WHENEVER THE COUNTY COMMISSIONERS CONSIDER IT PROPER TO
4 REQUIRE A BOND; AND IF NO BIDS ARE SUBMITTED IN RESPONSE TO ANY REQUEST
5 FOR BIDS, TO PLACE THE ORDER IN A MANNER THAT THE COUNTY COMMISSIONERS
6 CONSIDER APPROPRIATE.

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

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

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

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 July 1, 1999.