
By: **Delegates Kach and Krysiak**
Introduced and read first time: February 8, 2001
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Department of General Services - Procurements on Behalf of Private**
3 **Schools**

4 FOR the purpose of authorizing the Department of General Services to purchase
5 materials, supplies, and equipment on behalf of certain private elementary and
6 secondary schools.

7 BY repealing and reenacting, with amendments,
8 Article 41 - Governor - Executive and Administrative Departments
9 Section 18-201
10 Annotated Code of Maryland
11 (1997 Replacement Volume and 2000 Supplement)

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

14 **Article 41 - Governor - Executive and Administrative Departments**

15 18-201.

16 (a) Subject to the initial approval of the Secretary of General Services, the
17 services of the Purchasing Bureau of the Department of General Services may be used
18 to purchase materials, supplies, and equipment by the county commissioners or the
19 appropriate purchasing entity for:

- 20 (1) A county or Baltimore City;
- 21 (2) A municipal corporation;
- 22 (3) A governmental agency in the State; [or]
- 23 (4) A public or quasi-public agency that:
- 24 (i) Receives State money; and

1 (ii) Is exempt from taxation under § 501(c)(3) of the Internal
2 Revenue Code; OR

3 (5) A PRIVATE ELEMENTARY OR SECONDARY SCHOOL THAT:

4 (I) EITHER HAS BEEN ISSUED A CERTIFICATE OF APPROVAL FROM
5 THE STATE BOARD OF EDUCATION OR IS ACCREDITED BY THE ASSOCIATION OF
6 INDEPENDENT SCHOOLS; AND

7 (II) IS EXEMPT FROM TAXATION UNDER § 501(C)(3) OF THE
8 INTERNAL REVENUE CODE.

9 (b) The right to purchase through the Department of General Services under
10 subsection (a) of this section shall be in addition to, but not in substitution for, the
11 applicable purchasing power granted to any county, municipal corporation, the Mayor
12 and City Council of Baltimore, any other governmental agency in this State, or any
13 public or quasi-public agency pursuant to any statutory or charter provision.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2001.