

Department of Legislative Services

Maryland General Assembly

2002 Session

FISCAL NOTE

Revised

Senate Bill 610

(Senator Della)

Education, Health, and Environmental Affairs

Commerce and Government Matters

Procurement - Debarment - Violations of Law

This bill specifies that a person may be debarred from entering into a contract with the State if the person has engaged in a pattern of violations of federal or State labor laws, civil rights laws, or environmental protection laws.

Fiscal Summary

State Effect: The bill's requirements could be handled with existing resources.

Local Effect: None.

Small Business Effect: Minimal.

Analysis

Current Law: A person may be debarred from entering a contract with the State on several grounds including conviction for a variety of offenses, an admission in writing or under oath of an act that constitutes grounds for conviction of certain offenses, being a successor or associate of a debarred person, or operating in a manner designed to evade or defeat the purpose of the State Finance and Procurement Article. A person may also be debarred from entering into a contract with the State for any cause the Board of Public Works (BPW) determines to be so serious as to affect the integrity of the procurement process.

State Fiscal Effect: The bill is not expected to result in a significant increase in the number of debarment actions, at least initially. The Board of Public Works advises that it

rarely reviews more than three or four debarment actions each year. In the event that the bill does result in a significant increase in debarment actions in the future, however, additional resources may be needed in the Office of the Attorney General.

Additional Information

Prior Introductions: This bill was introduced in the 1999 session as SB 457, and passed the Senate. The bill was amended and passed with alternative provisions in the House of Delegates.

Cross File: None.

Information Source(s): Department of General Services, Board of Public Works, Department of Transportation, Office of the Attorney General, Department of Legislative Services

Fiscal Note History: First Reader - February 26, 2002
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