

Department of Legislative Services

Maryland General Assembly

2002 Session

FISCAL NOTE**Revised**

House Bill 572

(Delegate A. Jones, *et al.*)

Commerce and Government Matters

Education, Health, and Environmental Affairs

Community Colleges - Baltimore County - Procurement

This bill allows the Board of Trustees of the Community College for Baltimore County (CCBC) to award a procurement contract of up to \$100,000 on the basis of noncompetitive negotiation. Noncompetitive negotiation may be used: (1) for unique unsolicited offers that cannot be procured through competitive methods; (2) for goods or services related to instruction or curriculum development; (3) for services related to private fund-raising activities; or (4) when noncompetitive negotiation is in the best interest of the college and the State. The board must establish standards and procedures that require each contract awarded through noncompetitive negotiations to include: (1) a written justification for the use of noncompetitive negotiation; (2) a written determination by the director of purchasing that noncompetitive negotiation is in the best interest of the college and the State; and (3) written approval by the board of trustees.

Fiscal Summary**State Effect:** None.**Local Effect:** The Board of Trustees of CCBC could establish procedures for noncompetitive negotiation procurement contracts with existing resources. State and local funding for CCBC would not be affected.**Small Business Effect:** Potential meaningful. To the extent small businesses could obtain contracts with CCBC more easily or more quickly, there is the potential for increased business and revenues. According to the 1998 Survey of U.S. Business by the U.S. Census, 93% of all firms in Maryland had less than 50 employees.

Analysis

Current Law: All procurements must be by competitive sealed bids unless competitive sealed proposals or sole source procurement is specifically authorized. Books and instructional materials, emergency repairs, small procurements, and other contracts authorized by county charters or an act of the General Assembly are not subject to community college procurement laws.

Background: According to Baltimore County, the bill would make CCBC procurement procedures similar to the county's procurement procedures.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Baltimore County, Department of Legislative Services

Fiscal Note History: First Reader - February 21, 2002
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