

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL NO. 1109

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Vaughn” and substitute “Vaughn, Hurson, Hammen, Bates, Boutin, Bromwell, Costa, Donoghue, Elliott, Goldwater, Haynes, Mandel, McDonough, Morhaim, Nathan-Pulliam, Pendergrass, Redmer, Rosenberg, Rudolph, Smigiel, V. Turner, and Weldon”; strike beginning with “prohibiting” in line 4 down through “circumstances” in line 9 and substitute “providing for the continued participation, in certain program and contract goals, of certain minority business enterprises that are controlled by individuals whose personal net worth exceeds a certain dollar amount; requiring the certification agency to conduct a certain study and to submit a certain report on or before a certain date”; in line 12, strike “with” and substitute “without”; and after line 16, insert:

“BY adding to

Article - State Finance and Procurement

Section 14-302(a)(7)

Annotated Code of Maryland

(2001 Replacement Volume and 2002 Supplement)”.

AMENDMENT NO. 2

On page 2, strike beginning with “(I)” in line 29 down through “AN” in line 30 and substitute “An”.

On pages 2 and 3, strike in their entirety the lines beginning with line 32 on page 2 through line 3 on page 3, inclusive, and substitute:

“14-302.

(a) (7) IF, DURING THE PERFORMANCE OF A CONTRACT BY A

(Over)

CONTRACTOR OR SUBCONTRACTOR THAT IS A CERTIFIED MINORITY BUSINESS ENTERPRISE, THE CERTIFIED MINORITY BUSINESS ENTERPRISE BECOMES INELIGIBLE TO PARTICIPATE IN THE MINORITY BUSINESS ENTERPRISE PROGRAM BECAUSE THE OWNER OF THE MINORITY BUSINESS ENTERPRISE EXCEEDS THE PERSONAL NET WORTH LIMIT SET FORTH IN § 14-301(D)(3) OF THIS SUBTITLE, THE PARTICIPATION OF THAT MINORITY BUSINESS ENTERPRISE ON THAT CONTRACT SHALL CONTINUE TO BE COUNTED TOWARD THE GOALS OF THE CONTRACT AND THE UNIT.”.

AMENDMENT NO. 3

On page 3, strike beginning with “SUBJECT” in line 6 down through “SUBTITLE,” in line 7; and strike in their entirety lines 10 through 13, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That the certification agency shall:

(a) Conduct a study to determine whether:

(1) Under current economic conditions, it continues to be appropriate to prohibit a finding that an individual whose personal net worth exceeds \$750,000 is economically disadvantaged; and

(2) It is appropriate to establish a transition period of a specific duration between the date on which an individual’s personal net worth exceeds \$750,000 and the date on which decertification occurs under the State Finance and Procurement Article; and

(b) On or before January 1, 2004, in accordance with § 2-1246 of the State Government Article, report its findings to the House Health and Government Operations Committee and the Senate Education, Health, and Environmental Affairs Committee.”.