Unofficial Copy L2 2004 Regular Session 4lr0950

By: Cecil County Senators

Introduced and read first time: January 23, 2004

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1	AN	ACT	concerning
1	AIN	ACI	CONCERNING

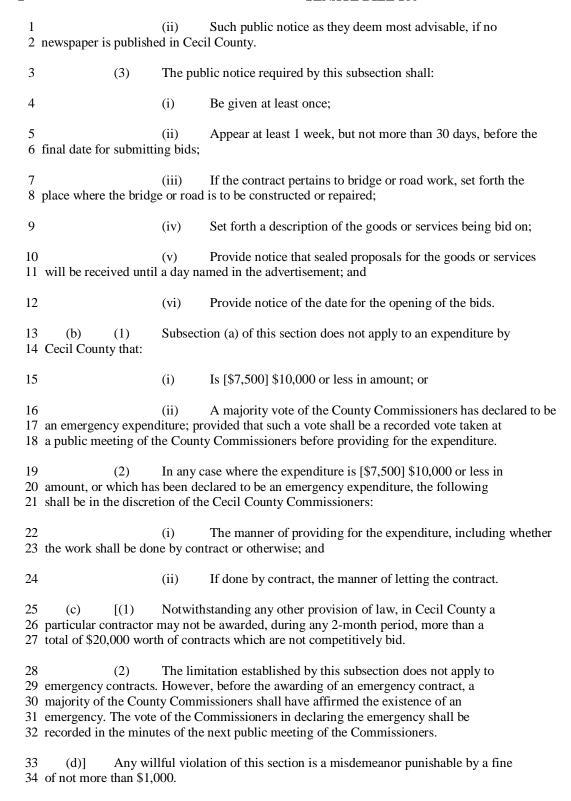
2 Cecil County - Bridge or Road Construction or Repair Contracts

- 3 FOR the purpose of altering the threshold amount of certain expenditures that are
- 4 required to be made by competitively bid contracts in Cecil County; repealing a
- 5 limitation on the amount of certain contracts that a contractor may be awarded
- during a certain period; providing for the termination of this Act; and generally
- 7 relating to bridge or road construction or repair contracts in Cecil County.
- 8 BY repealing and reenacting, with amendments,
- 9 Article 25 County Commissioners
- 10 Section 37A
- 11 Annotated Code of Maryland
- 12 (2001 Replacement Volume and 2003 Supplement)
- 13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 14 MARYLAND, That the Laws of Maryland read as follows:

15 Article 25 - County Commissioners

16 37A.

- 17 (a) Except as provided in subsection (b) of this section, in Cecil County
- 18 the following purchases of goods and services shall be by competitively bid contract
- 19 awarded to the lowest responsive and responsible bidder:
- 20 (i) Any construction or repair of any bridge or road; and
- 21 (ii) Any purchase or lease of any road or construction equipment or
- 22 machinery.
- 23 (2) Except as provided in subsection (b) of this section, the County
- 24 Commissioners of Cecil County shall advertise for bids on any such contract in:
- 25 (i) 1 or more newspapers published in Cecil County; or



SENATE BILL 160

3		struction	The County Commissioners of Cecil County may not enter into on or repair of any bridge or road or the purchase or equipment or machinery except in accordance with the		
5 6	(2) subsection (a) of this		act that is entered into in violation of the provisions of void, unless:		
7 8	has been shown by all	(i) parties;	It is determined in a subsequent judicial review that good faith and		
9 10	subsection (a) of this	(ii) section.	There has been substantial compliance with the provisions of		
11 12	(3) compensated for cost		ract is void under this subsection, the contractor shall be incurred if the contractor:		
13		(i)	Acted in good faith;		
14		(ii)	Did not directly contribute to the violation; and		
15		(iii)	Did not have knowledge of the violation.		