

**SB0648/304934/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 648  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Munson” and substitute “Munson, Garagiola, Colburn, Conway, Lenett, and Rosapepe”; in lines 10, 12, 20 and 21, in each instance, strike “Governor’s Office of Business Advocacy and Small Business Assistance” and substitute “Department of Business and Economic Development”; in line 21, strike “a”; and in the same line, strike “date” and substitute “dates; requiring the Department of Business and Economic Development to adopt certain regulations regarding the decertification of certain entities and to oversee and coordinate certain outreach programs and activities; requiring the Department of Business and Economic Development to use certain resources to implement a certain program”.

AMENDMENT NO. 2

On page 2, in line 21, strike “**SERVICE DISABLED VETERAN-OWNED**”; strike beginning with “**HOLDS**” in line 21 down through “**AFFAIRS**” in line 23 and substitute “**IS CERTIFIED BY THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS AS A SERVICE DISABLED VETERAN-OWNED BUSINESS**”; strike in their entirety lines 25 through 29, inclusive, and substitute:

“(1) **IS A VETERAN, AS DEFINED UNDER 38 U.S.C. § 101(2); AND**

“(2) **HAS A DISABILITY THAT IS SERVICE-CONNECTED, AS DEFINED UNDER 38 U.S.C. § 101(16).**”;

and strike in its entirety line 31, and substitute “**HAS THE MEANING STATED IN EXECUTIVE ORDER NO. 13360 ISSUED ON OCTOBER 21, 2004 BY THE PRESIDENT OF THE UNITED STATES.**”.

(Over)

AMENDMENT NO. 3

On page 3, strike in their entirety lines 1 through 15, inclusive, and substitute:

**“(2) TO THE EXTENT NOT INCONSISTENT WITH FEDERAL LAW, “SERVICE DISABLED VETERAN BUSINESS ENTERPRISE”**; in line 17, strike **“THAT IS MAJORITY-OWNED”** and substitute **“OWNED”**; in line 18, strike **“ONE OR MORE”**; strike beginning with **“OR”** in line 18 down through **“VETERANS”** in line 19; in line 22, strike **“THE VOTING STOCK”** and substitute **“EACH CLASS OF ISSUED AND OUTSTANDING STOCK OF THE PARENT COMPANY”**; in line 25, strike **“EARNINGS”** and substitute **“PROFITS”**; in the same line, strike **“HELD”** and substitute **“OWNED”**; in line 26, strike **“AND”**; in line 27, strike **“THAT IS WHOLLY”** and substitute **“IN WHICH MAJORITY INTERESTS ARE”**; in line 28, after **“VETERANS”** insert **“WHO ARE MARYLAND RESIDENTS; AND**

**(V) A CORPORATION IN WHICH THE MAJORITY OF EACH CLASS OF ISSUED AND OUTSTANDING STOCK IS OWNED BY ONE OR MORE SERVICE DISABLED VETERANS WHO ARE MARYLAND RESIDENTS”**;

and in line 30, after **“LAW”** insert **“CREATING SOME OTHER PREFERENCE OR PROGRAM”**.

AMENDMENT NO. 4

On page 4, in line 1, after **“THE”** insert **“PROCUREMENT”**; in the same line, after **“GOAL”** insert **“OF 3% PRESCRIBED”**; in line 2, strike **“FEDERAL”** and substitute **“FEDERAL”**; after line 3, insert:

**“(C) ON OR BEFORE SEPTEMBER 30, 2013, THE MARYLAND DEPARTMENT OF VETERANS AFFAIRS SHALL:**

(1) CONDUCT A STUDY OF THE IMPLEMENTATION OF THIS SUBTITLE OVER THE PERIOD COVERING FISCAL YEAR 2009 THROUGH FISCAL YEAR 2013; AND

(2) SUBMIT A REPORT OF ITS FINDINGS TO THE GOVERNOR, THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT, AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.”;

in line 9, strike “AND”; in line 12, after “GOALS” insert “; AND”

(3) AWARD THE CONTRACT TO A PRIME CONTRACTOR THAT IS QUALIFIED UNDER § 14-601 OF THIS SUBTITLE AND THAT FULFILLS THE PROCUREMENT PERCENTAGE REQUIREMENTS UNDER § 14-602 OF THIS SUBTITLE”; in line 20, after “AFFAIRS” insert “OR HAS SEARCHED THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS DATABASE AT WWW.VIP.VETBIZ.GOV”; and strike beginning with “ONE” in line 24 down through “VETERANS” in line 25 and substitute “FEDERAL BUSINESS OPPORTUNITIES (FBO)”.

AMENDMENT NO. 5

On page 5, strike beginning with “GOVERNOR’S” in line 1 down through “ASSISTANCE” in line 2 and substitute “DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT”; in line 3, strike “CERTIFY AND”; in line 4, strike “ENTERPRISES;” and substitute “ENTERPRISES THAT HAVE BEEN DECERTIFIED BY THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS OR AS A RESULT OF VIOLATIONS OF ANY PROVISIONS OF THIS SUBTITLE;”; and strike beginning with “GOVERNOR’S” in line 10 down through “ASSISTANCE” in line 11 and substitute “DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT”.

AMENDMENT NO. 6

On page 6, strike beginning with “OFFICE” in line 12 down through “RESOURCES” in line 13 and substitute “DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT”; strike beginning with “GOVERNOR’S” in line 16 down through “ASSISTANCE” in line 17 and substitute “DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT”; in line 20, strike the second “THE” and substitute “EACH”; strike beginning with “GOVERNOR’S” in line 23 down through “ASSISTANCE” in line 24 and substitute “DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT”; and in line 30, after “CONTRACTS” insert “FUNDED BY FEDERAL DOLLARS”.

AMENDMENT NO. 7

On page 7, in line 8, strike “DECEMBER 31 OF EACH YEAR” and substitute “90 DAYS AFTER THE END OF EACH FISCAL YEAR”; strike beginning with “GOVERNOR’S” in line 9 down through “ASSISTANCE” in line 10 and substitute “DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT”; and in line 14, after “SECTION” insert “FOR THE PRECEDING FISCAL YEAR”.

AMENDMENT NO. 8

On page 10, after line 26, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, the Department of Business and Economic Development shall use existing resources to implement the Service Disabled Veteran Business Enterprise Participation program established under Title 14, Subtitle 6 of the State Finance and Procurement Article, as enacted by Section 1 of this Act.”; and in line 27, strike “2.” and substitute “3.”.