

# HOUSE BILL 990

P2

8lr2638

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By: **Delegates Feldman and Hucker**

Introduced and read first time: February 7, 2008

Assigned to: Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Procurement – Responsible Bidder or Offeror – Standards**

3 FOR the purpose of altering a certain definition to include additional standards that a  
4 person must meet to qualify as a responsible bidder or offeror under the State  
5 procurement law; and generally relating to procurement requirements.

6 BY repealing and reenacting, with amendments,  
7 Article – State Finance and Procurement  
8 Section 11–101(r)  
9 Annotated Code of Maryland  
10 (2006 Replacement Volume and 2007 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
12 MARYLAND, That the Laws of Maryland read as follows:

13 **Article – State Finance and Procurement**

14 11–101.

15 (r) “Responsible bidder or offeror” means a person who:

16 (1) has the capability in all respects to perform fully the requirements  
17 for a procurement contract; [and]

18 (2) possesses the integrity and reliability that will ensure good faith  
19 performance;

20 (3) **PROVIDES OR MAKES AVAILABLE TO THE PERSON’S**  
21 **EMPLOYEES EFFECTIVE TRAINING AND APPRENTICESHIP OPPORTUNITIES TO**  
22 **ENHANCE EMPLOYEE DEVELOPMENT AND ADVANCEMENT;**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                   **(4) HAS AN EXEMPLARY RECORD WITH REGARD TO COMPLIANCE**  
2 **WITH APPLICABLE STATE AND FEDERAL LAWS AND REGULATIONS GOVERNING**  
3 **EMPLOYEE HEALTH AND SAFETY;**

4                   **(5) HAS A RECORD OF COMPLIANCE WITH PROVISIONS**  
5 **GOVERNING THE PAYMENT OF THE PREVAILING WAGE RATE UNDER TITLE 17,**  
6 **SUBTITLE 2 OF THIS ARTICLE; AND**

7                   **(6) HAS A RECORD OF COMPLIANCE WITH THE FEDERAL FAIR**  
8 **LABOR STANDARDS ACT.**

9                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
10 October 1, 2008.