

HOUSE BILL 1512

P2, M1

8lr3243
CF SB 926

By: **Delegate V. Clagett**

Introduced and read first time: February 20, 2008

Assigned to: Rules and Executive Nominations

Re-referred to: Health and Government Operations and Environmental Matters,
February 29, 2008

Committee Report: Favorable

House action: Adopted

Read second time: March 22, 2008

CHAPTER _____

1 AN ACT concerning

2 **Procurement – Chesapeake Bay Trust – State Contracts and Grants**

3 FOR the purpose of providing that the State procurement law does not apply to a
4 contract or grant from a unit of State government to the Chesapeake Bay Trust
5 for certain projects; providing that the State procurement law applies to certain
6 expenditures by the Trust; excepting units of State government from a
7 requirement under certain circumstances that the units adopt certain
8 procurement policies and procedures; and generally relating to the application
9 of the State procurement law to State contracts and grants awarded to the
10 Chesapeake Bay Trust.

11 BY repealing and reenacting, without amendments,
12 Article – Natural Resources
13 Section 8–1901
14 Annotated Code of Maryland
15 (2007 Replacement Volume)

16 BY repealing and reenacting, with amendments,
17 Article – Natural Resources
18 Section 8–1909
19 Annotated Code of Maryland
20 (2007 Replacement Volume)

21 BY repealing and reenacting, without amendments,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Article – State Finance and Procurement
2 Section 11–202
3 Annotated Code of Maryland
4 (2006 Replacement Volume and 2007 Supplement)

5 BY adding to
6 Article – State Finance and Procurement
7 Section 11–203(g)
8 Annotated Code of Maryland
9 (2006 Replacement Volume and 2007 Supplement)

10 BY repealing and reenacting, with amendments,
11 Article – State Finance and Procurement
12 Section 12–401(a)
13 Annotated Code of Maryland
14 (2006 Replacement Volume and 2007 Supplement)

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

17 **Article – Natural Resources**

18 8–1901.

19 There is a Chesapeake Bay Trust established to promote public awareness and
20 participation in the restoration and protection of the water quality and aquatic and
21 land resources of the Chesapeake Bay and other aquatic and land resources of the
22 State.

23 8–1909.

24 (a) Except as provided in subsection (b) of this section, in exercising its
25 powers, the Trust:

26 (1) Is exempt from the provisions of the State Finance and
27 Procurement Article, the provisions of Division I of the State Personnel and Pensions
28 Article that govern the State Personnel Management System, the provisions of
29 Division II and Title 37 of the State Personnel and Pensions Article, and the
30 provisions of Article 78A of the Code; and

31 (2) May carry out its corporate purposes without obtaining the consent
32 of any department, board, or agency of the State.

33 (b) The Trust is subject to the provisions of the State Finance and
34 Procurement Article and Article 78A of the Code to the extent of State appropriations
35 **OR CONTRACTS OR GRANTS FROM A UNIT OF STATE GOVERNMENT**, if any.

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

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.