

# SENATE BILL 995

P2

8lr2705

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By: **Senators Lenett, Jones, Middleton, and Pugh**

Introduced and read first time: March 3, 2008

Assigned to: Rules

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## A BILL ENTITLED

1 AN ACT concerning

2 **Competitive Sealed Proposals - Disclosure of Information - Minority**  
3 **Business Enterprise Participation**

4 FOR the purpose of authorizing a procurement officer to disclose certain information  
5 for a certain purpose under certain circumstances; and generally relating to the  
6 disclosure of information during the competitive sealed proposal process.

7 BY repealing and reenacting, with amendments,  
8 Article - State Finance and Procurement  
9 Section 13-202(a)  
10 Annotated Code of Maryland  
11 (2006 Replacement Volume and 2007 Supplement)

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

14 **Article - State Finance and Procurement**

15 13-202.

16 (a) (1) [After] **EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**  
17 **SUBSECTION, AFTER** a solicitation is issued and until a recommendation is made by a  
18 procurement officer, a procurement officer may disclose to a person outside the  
19 Executive Department only:

20 [(1)] (I) whether a decision has been made regarding a solicitation;  
21 and

22 [(2)] (II) information that is available to the public under §§ 10-611  
23 through 10-628 of the State Government Article.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(2) IN ADDITION TO THE INFORMATION THAT MAY BE DISCLOSED**  
2 **UNDER PARAGRAPH (1) OF THIS SUBSECTION, FOR THE PURPOSE OF**  
3 **ENCOURAGING MINORITY BUSINESS ENTERPRISE PARTICIPATION ON**  
4 **CONSTRUCTION PROJECTS, A PROCUREMENT OFFICER MAY DISCLOSE TO A**  
5 **PERSON OUTSIDE THE EXECUTIVE DEPARTMENT THE NAMES OF TEAMS**  
6 **SUBMITTING PROPOSALS FOR CONSTRUCTION CONTRACTS BEING PROCURED**  
7 **AS A COMPETITIVE SEALED PROPOSAL.**

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