

HB0389/896184/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 389
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and V. Turner” and substitute “V. Turner, Pendergrass, Benson, Kullen, Montgomery, Morhaim, Nathan-Pulliam, Oaks, Pena-Melnyk, and Reznick”; in lines 2 and 3, strike “and Penalties for Contractors”; in line 4, strike “contractors” and substitute “persons”; strike beginning with “requiring” in line 6 down through “penalties;” in line 8; strike beginning with “the” in line 9 down through “contractor” in line 10 and substitute “reporting certain violations of this Act”; and in line 11, strike “and penalties for contractors”.

AMENDMENT NO. 2

On page 2, after line 18, insert:

“(2) EXCEPT AS OTHERWISE PROVIDED BY LAW, A CONTRACTOR MAY NOT IDENTIFY A CERTIFIED MINORITY BUSINESS ENTERPRISE IN A BID OR PROPOSAL AND:

(I) FAIL TO REQUEST, RECEIVE, OR OTHERWISE OBTAIN AUTHORIZATION FROM THE CERTIFIED MINORITY BUSINESS ENTERPRISE TO IDENTIFY THE CERTIFIED MINORITY BUSINESS ENTERPRISE IN ITS BID OR PROPOSAL;

(II) FAIL TO NOTIFY THE CERTIFIED MINORITY BUSINESS ENTERPRISE BEFORE EXECUTION OF THE CONTRACT OF ITS INCLUSION OF THE BID OR PROPOSAL;

(Over)

(III) FAIL TO USE THE CERTIFIED MINORITY BUSINESS ENTERPRISE IN THE PERFORMANCE OF THE CONTRACT; OR

(IV) PAY THE CERTIFIED MINORITY BUSINESS ENTERPRISE SOLELY FOR THE USE OF ITS NAME IN THE BID OR PROPOSAL.”;

in line 19, strike “(2)” and substitute “**(3)**”; and strike in their entirety lines 27 through 34, inclusive.

On page 3, strike in their entirety lines 1 through 16, inclusive; in line 17, strike “(4)” and substitute “**(C)**”; and strike beginning with “TO” in line 18 down through “CONTRACTOR” in line 20 and substitute “**FOR REPORTING VIOLATIONS OF THIS SECTION**”.