

# SENATE BILL 1059

P2

0lr3529  
CF HB 1465

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By: **Senator Edwards**

Introduced and read first time: March 1, 2010

Assigned to: Rules

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## A BILL ENTITLED

1 AN ACT concerning

2 **Procurement – Employee Uniforms and Equipment – Place of Manufacture**

3 FOR the purpose of prohibiting a public employer, under certain circumstances, from  
4 knowingly buying, furnishing, or requiring an employee to buy or acquire for  
5 use while on duty, certain uniforms and other equipment unless the uniforms or  
6 other equipment are manufactured in the United States; providing for the  
7 application of this Act; defining a certain term; and generally relating to the  
8 procurement of employee uniforms and equipment.

9 BY adding to

10 Article – State Finance and Procurement  
11 Section 14–409  
12 Annotated Code of Maryland  
13 (2009 Replacement Volume)

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

16 **Article – State Finance and Procurement**

17 **14–409.**

18 **(A) IN THIS SECTION, “PUBLIC EMPLOYER” MEANS:**

19 **(1) A UNIT;**

20 **(2) A COUNTY;**

21 **(3) A MUNICIPALITY IN THE STATE;**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(4) A SCHOOL DISTRICT IN THE STATE; OR**

2           **(5) ANY SPECIAL DISTRICT IN THE STATE.**

3           **(B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SECTION, A**  
4 **PUBLIC EMPLOYER MAY NOT KNOWINGLY BUY, FURNISH, OR REQUIRE AN**  
5 **EMPLOYEE TO BUY OR ACQUIRE FOR USE WHILE ON DUTY, ANY OF THE**  
6 **FOLLOWING ITEMS, UNLESS THE ITEM IS MANUFACTURED IN THE UNITED**  
7 **STATES:**

8                   **(I) A UNIFORM OR ANY OTHER ITEM OF APPAREL, THE**  
9 **SELECTION OF WHICH IS NOT IN THE EMPLOYEE'S DISCRETION, EXCEPT FOR**  
10 **THE PROPER SIZE; OR**

11                   **(II) SAFETY EQUIPMENT AND PROTECTIVE ACCESSORIES.**

12           **(2) A PUBLIC EMPLOYER MAY BUY, FURNISH, OR REQUIRE AN**  
13 **EMPLOYEE TO PURCHASE OR ACQUIRE AN ITEM LISTED IN PARAGRAPH (1) OF**  
14 **THIS SUBSECTION, IF THE ITEM OR A SIMILAR ITEM IS NOT MANUFACTURED OR**  
15 **AVAILABLE FOR PURCHASE IN THE UNITED STATES.**

16           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be  
17 construed to apply only prospectively and may not be applied or interpreted to have  
18 any effect on or application to any contract for the procurement of uniforms, safety  
19 equipment, or protective accessories entered into by a public employer before the  
20 effective date of this Act.

21           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
22 October 1, 2010.