

HOUSE BILL 1237

P2, F2

8lr2843

By: **Delegates Hayes, Angel, Barron, Bromwell, Miele, Pena–Melnik, Rosenberg, and West**

Introduced and read first time: February 8, 2018

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Procurement – Disposition of Property – Public Universities**

3 FOR the purpose of altering the requirement for approval by the Board of Public Works for
4 contracts of a certain amount that dispose of certain property of certain public
5 universities; and generally relating to the disposition of property held by public
6 universities.

7 BY repealing and reenacting, without amendments,

8 Article – State Finance and Procurement

9 Section 11–203(e)(1) and (2)

10 Annotated Code of Maryland

11 (2015 Replacement Volume and 2017 Supplement)

12 BY repealing and reenacting, with amendments,

13 Article – State Finance and Procurement

14 Section 11–203(e)(3)

15 Annotated Code of Maryland

16 (2015 Replacement Volume and 2017 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – State Finance and Procurement**

20 11–203.

21 (e) (1) In this subsection, “University” means the University System of
22 Maryland, Morgan State University, or St. Mary’s College of Maryland.

23 (2) Except as otherwise provided in this subsection, this Division II does

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 not apply to the University System of Maryland, Morgan State University, or St. Mary's
2 College of Maryland.

3 (3) (i) A procurement by a University shall comply with the policies and
4 procedures developed by the University and approved by the Board of Public Works and
5 the Administrative, Executive, and Legislative Review Committee of the General Assembly
6 in accordance with § 12–112 of the Education Article for the University System of
7 Maryland, § 14–109 of the Education Article for Morgan State University, or § 14–405(f) of
8 the Education Article for St. Mary's College of Maryland.

9 (ii) 1. The review and approval of the Board of Public Works
10 shall be required for the following types of contracts with a value that exceeds \$1,000,000:

11 A. capital improvements; **AND**

12 B. services[; and

13 C. dispositions of personal property subject to § 10–305 of
14 this article, except for dispositions of personal property that was purchased with the
15 proceeds of a general obligation loan].

16 2. In its review of a contract for services or capital
17 improvements with a value that exceeds \$1,000,000, the Board of Public Works may request
18 the comments of the appropriate agencies, including the Department of Budget and
19 Management and the Department of General Services.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 2018.