

**HB0723/633322/1**

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 723  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after “services;” insert “altering the duties of the Department of Information Technology relating to procurement;”; and in line 14, after “Officer;” insert “altering the list of units that are defined as “designated procurement units”;”.

On page 2, in line 10, strike “and 13-101(a)”; in line 15, strike “3A-301(f)” and substitute “3A-301(d) and (f), 3A-401”; and in line 16, strike “13-101(c)” and substitute “13-101”.

AMENDMENT NO. 2

On page 4, after line 7, insert:

“(d) (1) “Development” means all expenditures for a new information technology system or an enhancement to an existing system including system:

(i) planning;

(ii) [procurement;

(iii) creation;

[(iv)] (III) installation;

[(v)] (IV) testing; and

[(vi)] (V) initial training.

(2) “Development” does not include:

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(i) ongoing operating costs, software or hardware maintenance, routine upgrades, or modifications that merely allow for a continuation of the existing level of functionality; or

(ii) expenditures made after a new or enhanced system has been legally accepted by the user and is being used for the business process for which it was intended.”.

On page 5, after line 7, insert:

“3A-401.

(a) The Department shall:

(1) coordinate the development, [procurement,] management, and operation of telecommunication equipment, systems, and services by State government;

(2) acquire and manage common user telecommunication equipment, systems, or services and charge units of State government for their proportionate share of the costs of installations, maintenance, and operation of the common user telecommunication equipment, systems, or services;

(3) promote compatibility of telecommunication systems by developing policies, procedures, and standards for the acquisition and use of telecommunication equipment, systems, and services by units of State government;

(4) coordinate State government telecommunication systems and services by reviewing requests by units of State government for telecommunication equipment, systems, or services;

(5) advise units of State government about planning, acquisition, and operation of telecommunication equipment, systems, or services; and

(6) provide radio frequency coordination for State and local governments in accordance with regulations of the Federal Communications Commission.

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(b) The Department may make arrangement for a user other than a unit of State government to have access to and use of State telecommunication equipment, systems, and services and shall charge the user any appropriate amount to cover the cost of installation, maintenance, and operation of the telecommunication equipment, system, or service provided.”.

On page 8, after line 22, insert:

“(b) “Designated procurement unit” means:

(1) [the Department of Budget and Management;

(2)] the Department of General Services;

[(3) the Department of Information Technology; or]

[(4)] (2) the Department of Transportation; OR

(3) THE DEPARTMENT OF INFORMATION TECHNOLOGY, ONLY WITH RESPECT TO AN INFORMATION TECHNOLOGY MASTER CONTRACT EXECUTED BEFORE JULY 1, 2022, UNTIL THE EARLIER OF:

(I) THE EXPIRATION DATE OF ALL INFORMATION TECHNOLOGY MASTER CONTRACTS; OR

(II) JUNE 30, 2027.”.

On page 9, after line 11, insert:

“(d) “Evaluated bid price” means the price of a bid after adjustment in accordance with objective measurable criteria.

(e) “Master contracting” means a streamlined procurement method that provides for the qualification of bidders and offerors for the procurement of services, supplies, or commodities.

(Over)

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(f) (1) “Objective measurable criteria” means standards that enable the State to compare the economy, effectiveness, or value of the subject of the bids.

(2) “Objective measurable criteria” includes standards of reliability, operational costs, maintainability, useful life, and residual value.

(g) “Person” includes, unless the context requires otherwise:

(1) the State;

(2) a county, a municipal corporation, or any other political subdivision;

and

(3) any unit of the State government or a political subdivision.

(h) “Task order” means a procurement process in which only those vendors with master contracts may compete to provide the services, supplies, or commodities under the procurement.”.