

SB0009/153026/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 9
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “**Senator West**” and substitute “**Senators West, Corderman, Eckardt, Edwards, Elfreth, Griffith, Guzzone, Jackson, King, McCray, Rosapepe, Salling, Young, and Zucker**”; in line 2, strike “**Qualification and Certification**” and substitute “**Study**”; strike beginning with “requiring” in line 3 down through “certified;” in line 5 and substitute “requiring the certification agency designated by the Board of Public Works to study and report recommendations for streamlining the process for certification of minority business enterprises; requiring certain entities to provide certain information to the certification agency;”; and strike in their entirety lines 7 through 11, inclusive.

AMENDMENT NO. 2

On page 1, in line 13, strike “the Laws of Maryland read as follows”; after line 13, insert:

“(a) (1) The certification agency designated by the Board of Public Works under § 14–303(b) of the State Finance and Procurement Article shall study options for streamlining the process for certification of minority business enterprises.

(2) The study conducted under paragraph (1) of this subsection shall include:

(i) a review of options to allow other State and federal certifications to be accepted as satisfying a requirement for certification as a minority business enterprise; and

SB0009/153026/01 Budget and Taxation Committee
Amendments to SB 9
Page 2 of 4

(ii) recommendations to streamline and improve the process for certification of a minority business enterprise that do not disadvantage Maryland businesses.

(b) The certification agency shall submit the findings of the study required under subsection (a) of this section to the Legislative Policy Committee, in accordance with § 2–1257 of the State Government Article, on or before December 1, 2022, so that the General Assembly may review the findings and recommendations before the 2023 Regular Session.”;

strike in their entirety the lines beginning with line 14 on page 1 through line 36 on page 4, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) This section applies to the following entities:

(1) the Natalie M. LaPrade Medical Cannabis Commission;

(2) the Public Service Commission;

(3) the Maryland Lottery and Gaming Control Commission;

(4) units that are parties to a public–private partnership agreement under Title 10A of the State Finance and Procurement Article; and

(5) the Department of Budget and Management with respect to projects in the capital grant program under Title 3, Subtitle 6 of the State Finance and Procurement Article.

(b) Each entity identified under subsection (a) of this section shall provide, within 60 days of a request, the information the certification agency designated by the

SB0009/153026/01 Budget and Taxation Committee
Amendments to SB 9
Page 3 of 4

Board of Public Works under § 14–303(b) of the State Finance and Procurement Article deems necessary to assess the need for remedial measures.

(c) (1) An entity listed in subsection (a) of this section shall require licensees, preapproved licensees, applicants, grantees, and other program participants to provide any information deemed necessary to assess the need for remedial measures.

(2) The information required under paragraph (1) of this subsection may include, without limitation, the following data broken down by State fiscal year for the period beginning July 1, 2016, and ending June 30, 2022:

(i) a list of each program participant’s expenditures for each State fiscal year; and

(ii) for each expenditure, a description of:

1. the work performed;

2. the dollar value of the expenditure; and

3. whether the work was performed by the program participant or a contractor or subcontractor and, if performed by a contractor or subcontractor, the name of the entity that performed the work.

(3) Each licensee, preapproved licensee, applicant, grantee, and other program participant shall provide the data requested within 60 days of a request.

(d) An entity listed in subsection (a) of this section shall provide the data collected under subsection (c) of this section to the certification agency within 10 days of receipt of the data.

(Over)

SB0009/153026/01 Budget and Taxation Committee
Amendments to SB 9
Page 4 of 4

(e) (1) Data provided in accordance with this section by each licensee, preapproved licensee, applicant, grantee, or other program participant shall constitute confidential commercial information and confidential financial information and shall be treated as confidential by the entity and the State.

(2) Data provided in accordance with this section may be used only for purposes authorized under this section and may be disclosed to the public only in an anonymized or aggregated format.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2022.”.