

**HB0662/643220/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 662

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “**and Stonko**” and substitute “**Stonko, Alston, Bagnall, Bhandari, Chisholm, Cullison, Guzzone, Hill, S. Johnson, Kaiser, Kerr, Kipke, Lopez, Martinez, M. Morgan, Pena–Melnyk, Reilly, Rosenberg, Ross, Szeliga, Taveras, White Holland, Woods, and Woorman**”; in line 2, strike “**Master Contracting**” and substitute “**Indefinite Quantity Contracts**”; strike beginning with “increasing” in line 3 down through “procurement;” in line 4 and substitute “authorizing a procurement officer to award an indefinite quantity contract under certain circumstances; requiring the Board of Public Works to adopt certain regulations relating to assignment of work;”; in lines 4 and 5, strike “master contracting” and substitute “indefinite quantity contracts”; in line 8, strike “13–101, 13–113, and 13–114” and substitute “13–113”; and after line 10, insert:

“BY adding to

Article – State Finance and Procurement

Section 13–212.2

Annotated Code of Maryland

(2021 Replacement Volume and 2024 Supplement)”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 14 on page 1 through line 25 on page 2, inclusive.

On page 2, in line 27, strike the brackets; and in the same line, strike “**A UNIT**”.

On page 3, in lines 1, 23, and 27, in each instance, strike the brackets.

On page 4, strike in their entirety lines 9 through 14, inclusive, and substitute:

“13-212.2.

(A) THIS SECTION APPLIES ONLY TO A PROCUREMENT AWARDED THROUGH A PROCUREMENT METHOD LISTED IN § 13-102(A)(1) THROUGH (4) OR (6) THROUGH (11) OF THIS TITLE AND THAT RESULTS IN MULTIPLE CONTRACTS BEING AWARDED.

(B) SUBJECT TO THE REQUIREMENTS OF THIS SECTION, A PROCUREMENT OFFICER MAY AWARD AN INDEFINITE QUANTITY CONTRACT.

(C) (1) AN INDEFINITE QUANTITY CONTRACT SHALL INCLUDE AN AGREEMENT ON:

(I) THE SPECIFIC SCOPE OF SERVICES TO BE PERFORMED;

(II) THE MAXIMUM HOURS OR FEES APPROVED FOR THE SPECIFIC WORK ASSIGNMENT; AND

(III) OTHER MATTERS PERTINENT TO THE WORK ASSIGNMENT.

(2) THE PROCUREMENT OFFICER AND CONTRACTOR SHALL EXECUTE EACH WORK ORDER SUBJECT TO THE TERMS OF THE INDEFINITE QUANTITY CONTRACT.

(3) EACH SIGNED WORK ORDER SHALL BECOME PART OF THE INDEFINITE QUANTITY CONTRACT.

(D) SUBJECT TO SUBSECTION (E) OF THIS SECTION, THE BOARD SHALL ADOPT REGULATIONS ESTABLISHING METHODS OF ASSIGNING WORK UNDER AN INDEFINITE QUANTITY CONTRACT, INCLUDING:

(1) ASSIGNMENT BY RIGHT OF FIRST REFUSAL IN THE ORDER OF RANKING OF CONTRACT AWARDS; AND

(2) ROTATION AMONG CONTRACTORS.

(E) IF A METHOD OF ASSIGNING WORK ESTABLISHED UNDER SUBSECTION (D) OF THIS SECTION CONFLICTS WITH A FEDERAL FUNDING REQUIREMENT ON A PROJECT, THE FEDERAL METHOD FOR ASSIGNING WORK SHALL BE USED.”.