

HOUSE BILL 1479

F5, L6

5lr3246

By: **Delegate Miller**

Introduced and read first time: February 7, 2025

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Procurement Contracts and Memoranda of Understanding –**
3 **Reporting**

4 FOR the purpose of requiring the reporting of certain procurement contracts and
5 memoranda of understanding entered into by certain public elementary and
6 secondary education systems in the State; and generally relating to procurement
7 contracts and memoranda of understanding entered into by education systems in the
8 State.

9 BY adding to

10 Article – Education

11 Section 2–307

12 Annotated Code of Maryland

13 (2022 Replacement Volume and 2024 Supplement)

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

16 **Article – Education**

17 **2–307.**

18 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
19 INDICATED.

20 (2) “COVERED ENTITY” MEANS:

21 (I) A COUNTY BOARD;

22 (II) A COUNTY SUPERINTENDENT;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (III) A SCHOOL IN THE PUBLIC ELEMENTARY AND SECONDARY
2 EDUCATION SYSTEM OF THE STATE;

3 (IV) THE STATE BOARD; OR

4 (V) THE STATE SUPERINTENDENT.

5 (3) "PROCUREMENT CONTRACT" HAS THE MEANING STATED IN §
6 11-101 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

7 (B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,
8 THIS SECTION APPLIES TO:

9 (I) A MEMORANDUM OF UNDERSTANDING ENTERED INTO BY A
10 COVERED ENTITY; AND

11 (II) A PROCUREMENT CONTRACT ENTERED INTO BY A COVERED
12 ENTITY.

13 (2) THIS SECTION DOES NOT APPLY TO A PROCUREMENT CONTRACT
14 OR MEMORANDUM OF UNDERSTANDING THAT INCLUDES INFORMATION THAT:

15 (I) MAY BE WITHHELD FROM DISCLOSURE BY LAW; OR

16 (II) IS PROHIBITED FROM DISCLOSURE BY LAW.

17 (C) (1) (I) ON OR BEFORE SEPTEMBER 1 EACH YEAR, EACH COVERED
18 ENTITY SHALL REPORT TO THE STATE SUPERINTENDENT A LIST OF EACH
19 PROCUREMENT CONTRACT OR MEMORANDUM OF UNDERSTANDING ENTERED INTO
20 IN THE PRECEDING FISCAL YEAR BY THE COVERED ENTITY.

21 (II) A COVERED ENTITY THAT IS A COUNTY SUPERINTENDENT
22 OR A SCHOOL IN THE PUBLIC ELEMENTARY AND SECONDARY EDUCATION SYSTEM
23 OF THE STATE MAY SATISFY THE REPORTING REQUIREMENT UNDER
24 SUBPARAGRAPH (I) OF THIS PARAGRAPH BY SUBMITTING THE REQUIRED
25 INFORMATION TO THE COUNTY BOARD OF EDUCATION BY A DATE DETERMINED BY
26 THE COUNTY BOARD OF EDUCATION.

27 (III) AS PART OF A REPORT MADE UNDER SUBPARAGRAPH (I) OF
28 THIS PARAGRAPH, A COUNTY BOARD SHALL REPORT ANY INFORMATION RECEIVED
29 UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH.

1 **(2) (I) ON OR BEFORE OCTOBER 1 EACH YEAR, THE STATE**
2 **SUPERINTENDENT SHALL:**

3 **1. ISSUE A REPORT COMPILING THE INFORMATION**
4 **PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION; AND**

5 **2. SUBMIT THE REPORT, IN ACCORDANCE WITH § 2-1257**
6 **OF THE STATE GOVERNMENT ARTICLE, TO THE SENATE BUDGET AND TAXATION**
7 **COMMITTEE, THE SENATE COMMITTEE ON EDUCATION, ENERGY, AND THE**
8 **ENVIRONMENT, THE HOUSE APPROPRIATIONS COMMITTEE, AND THE HOUSE WAYS**
9 **AND MEANS COMMITTEE.**

10 **(II) THE REPORT REQUIRED UNDER SUBPARAGRAPH (I) OF**
11 **THIS PARAGRAPH SHALL INCLUDE:**

12 **1. A LIST OF EACH PROCUREMENT CONTRACT AND**
13 **MEMORANDUM OF UNDERSTANDING ENTERED INTO BY EACH COVERED ENTITY;**

14 **2. THE TOTAL AMOUNT REQUIRED TO BE PAID BY A**
15 **COVERED ENTITY UNDER A PROCUREMENT CONTRACT; AND**

16 **3. THE TOTAL AMOUNT PAID BY A COVERED ENTITY**
17 **DURING THE PRECEDING FISCAL YEAR.**

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
19 1, 2025.