

HOUSE BILL 14

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4lr0087

(PRE-FILED)

By: **Chair, Health and Government Operations Committee (By Request –
Departmental – General Services) (By Request – Departmental –
Minority Affairs, Office of)**

Requested: November 8, 2013

Introduced and read first time: January 8, 2014

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Small Business Reserve Program – Procurements by Designated**
3 **Procurement Units**

4 FOR the purpose of requiring that all procurements by a designated procurement unit
5 that fall within a certain dollar value range be designated for the Small
6 Business Reserve program subject to a certain condition; and generally relating
7 to the designation of certain procurements for the Small Business Reserve
8 program.

9 BY repealing and reenacting, with amendments,
10 Article – State Finance and Procurement
11 Section 14–504
12 Annotated Code of Maryland
13 (2009 Replacement Volume and 2013 Supplement)

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

16 **Article – State Finance and Procurement**

17 14–504.

18 (a) Any procurement by a designated procurement unit of goods, supplies,
19 services, maintenance, construction, construction–related services, architectural
20 services, and engineering services shall be eligible for designation for the small
21 business reserve.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(B) ANY PROCUREMENT BY A DESIGNATED PROCUREMENT UNIT WITH**
2 **AN EXPECTED VALUE OF \$15,000 TO \$100,000 SHALL BE DESIGNATED FOR THE**
3 **SMALL BUSINESS RESERVE UNLESS THE PROCUREMENT OFFICER, WITH THE**
4 **APPROVAL OF THE AGENCY HEAD OR DESIGNEE, MAKES A DETERMINATION**
5 **THAT THE PROCUREMENT SHOULD NOT BE DESIGNATED FOR THE SMALL**
6 **BUSINESS RESERVE.**

7 **[(b)] (C)** A solicitation for procurement that has been designated for a small
8 business reserve shall be published in the same manner as required for an invitation
9 for bids as set forth in § 13-103(c) of this article.

10 **[(c)] (D)** The procurement officer of a designated procurement unit shall
11 award a procurement contract designated for a small business reserve to the small
12 business that submits a responsive bid that:

13 (1) is the lowest bid price;

14 (2) if the invitation for bids so provides, is the lowest evaluated bid
15 price; or

16 (3) is the bid or proposal most favorable to the State within the small
17 business reserve.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 July 1, 2014.