

CHAPTER 273

(Senate Bill 794)

AN ACT concerning

Procurement - eMaryland Marketplace

FOR the purpose of authorizing the Department of Budget and Management to establish fees for the use of eMaryland Marketplace by certain entities; prohibiting the Department from charging a unit a fee under certain circumstances; repealing certain procedures for deducting and retaining certain fees to pay certain costs; providing for a delayed effective date; and generally relating to Internet-based procurement and eMaryland Marketplace.

BY adding to

Article - State Finance and Procurement

Section 13-102.1

Annotated Code of Maryland

(2001 Replacement Volume and 2005 Supplement)

BY repealing

Article - State Finance and Procurement

Section 13-103(g), 13-104(h), 13-107.1(k), and 13-111(h)

Annotated Code of Maryland

(2001 Replacement Volume and 2005 Supplement)

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

Article - State Finance and Procurement

13-102.1.

(A) A UNIT MAY NOT CHARGE A FEE TO ACCESS EMARYLAND MARKETPLACE.

(B) (1) THE DEPARTMENT OF BUDGET AND MANAGEMENT MAY ESTABLISH FEES FOR THE USE OF EMARYLAND MARKETPLACE BY AN ENTITY THAT PUBLISHES A NOTICE OF A PROCUREMENT, CONDUCTS A PROCUREMENT, OR PUBLISHES A NOTICE OF AWARD.

(2) THE DEPARTMENT OF BUDGET AND MANAGEMENT MAY NOT CHARGE A UNIT, AS DEFINED IN § 11-101(X) OF THIS ARTICLE, A FEE UNDER THIS SUBSECTION.

13-103.

[(g) (1) A unit may not charge a fee to access eMaryland Marketplace.

(2) To pay the costs of operating eMaryland Marketplace, the unit shall deduct and retain from the procurement contract price that was submitted by the