

CHAPTER 372

(Senate Bill 852)

AN ACT concerning

Procurement - Expedited Selection of Architectural
and Engineering Services

FOR the purpose of ~~allowing~~ altering the requirement for competitive negotiation of certain contracts for architectural and engineering services ~~to-be-waived~~ under certain conditions; requiring the Board of Public Works to make certain determinations before the requirement is waived; and generally relating to expedited selection of architectural and engineering services.

BY repealing and reenacting, with amendments,

Article - State Finance and Procurement
Section 19-109(b)(1) and 19-209(b)(1)
Annotated Code of Maryland
(1985 Volume)

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

Article - State Finance and Procurement

19-109.

(b) (1) The Transportation Selection Board [may waive] SHALL WAIVE the requirements of subsection (a) of this section if:

(i) It determines in writing that the architectural and engineering services cannot be defined so completely as to lend themselves to the procedures set forth in subsection (a) of this section;

(ii) The public health and safety is endangered after a natural disaster or act of God;

(iii) An emergency ~~-{is-}~~ HAS-BEEN declared by the ~~{Governor}~~-SECRETARY-OF-TRANSPORTATION; ~~for}~~

(iv) [A] IT DETERMINES THAT A bona fide single source of supply or a proprietary product or process is required;
OR

(v) UPON THE RECOMMENDATION OF THE SECRETARY OF TRANSPORTATION, ACCOMPANIED BY A FINDING BY THE GOVERNOR OF EXTRAORDINARY CIRCUMSTANCES, THE BOARD OF PUBLIC WORKS DETERMINES THAT URGENT CIRCUMSTANCES REQUIRE PROMPT ACTION AND THAT THE