

Approved May 26, 1994.

CHAPTER 750

(Senate Bill 625)

AN ACT concerning

Procurement Practices and Oversight Improvement Act

FOR the purpose of requiring that, for certain purposes, the Board of Public Works is an independent agency and all expenses related to the administration of the Board shall be separately identified and independent of the budget of any other agency; requiring the Board, with the assistance of the Department of Budget and Fiscal Planning, to compile certain statistics; requiring the Board to develop and submit a certain annual report; requiring the Board to appoint a Procurement Advisor ~~with the advice and consent of the Senate~~; establishing the duties and responsibilities of the Procurement Advisor; requiring the Board to appoint a General Counsel; establishing the duties and responsibilities of the General Counsel; altering the membership and duties and responsibilities of the Procurement Advisory Council as well as the required frequency of its meetings; altering the conditions for the use of emergency procurement procedures; ~~eliminating~~ providing that the expedited procurement method may be utilized by certain agencies; prohibiting certain persons from engaging in certain conduct during the course of a procurement; ~~applying~~ altering certain provisions of law that prohibit the payment of contingent fees and applying these provisions to all procurement contracts; authorizing the Board of Contract Appeals and the Board of Public Works to award certain costs under certain circumstances relating to the filing of appeals and protests; authorizing the Office of Legislative Audits to conduct certain investigations under certain circumstances; requiring the Legislative Auditor to report certain violations of law to the Office of the Attorney General and requiring the Office of the Attorney General to issue a certain response to these reports; prohibiting the Board of Public Works from authorizing more than a certain number of positions during Fiscal Year 1995 as a result of the enactment of this Act; and generally relating to improvements in the State's procurement practices and oversight.

BY repealing and reenacting, with amendments,
Article - State Finance and Procurement
Section 12-101(b), 12-102, 12-105, 13-108, and 13-316
Annotated Code of Maryland
(1988 Replacement Volume and 1993 Supplement)

BY adding to
Article - State Finance and Procurement
Section 10-205, 13-211, 13-223, and 15-221.1
Annotated Code of Maryland