

- (1) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE;
- (2) THE DEPARTMENT OF HUMAN RESOURCES;
- (3) THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION;
- (4) THE DEPARTMENT OF JUVENILE JUSTICE;
- (5) THE OFFICE FOR INDIVIDUALS WITH DISABILITIES;
- (6) THE DEPARTMENT OF AGING; AND
- (7) THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT.

**Article - State Government**

15-508.

(a) An individual or a person that employs an individual who assists an executive unit in the drafting of specifications, an invitation for bids, a request for proposals for a procurement, or the selection or award made in response to an invitation for bids or request for proposals may not:

- (1) submit a bid or proposal for that procurement; or
- (2) assist or represent another person, directly or indirectly, who is submitting a bid or proposal for that procurement.

(b) For purposes of subsection (a) of this section, assisting in the drafting of specifications, an invitation for bids, or a request for proposals for a procurement does not include:

- (1) providing descriptive literature such as catalogue sheets, brochures, technical data sheets, or standard specification "samples", whether requested by an executive agency or provided on an unsolicited basis;
- (2) submitting written comments on a specification prepared by an agency or on a solicitation for a bid or proposal when comments are solicited from two or more persons as part of a request for information or a prebid or preproposal process;
- (3) providing specifications for a sole source procurement made in accordance with § 13-107 of the State Finance and Procurement Article; [or]
- (4) providing architectural and engineering services for programming, master planning, or other project planning services; OR
- (5) PROVIDING SPECIFICATIONS FOR AN UNSOLICITED PROPOSAL PROCUREMENT MADE IN ACCORDANCE WITH § 13-107.1 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

SECTION 2. AND BE IT FURTHER ENACTED, That on or before September 30 of each year the Department of Budget and Management shall report to the Governor and, in accordance with § 2-1246 of the State Government Article, the Senate