

HOUSE BILL 1478

L2

7lr2342

By: **Calvert County Delegation**

Introduced and read first time: February 10, 2017

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Calvert County – Competitive Bidding Process**

3 FOR the purpose of altering the method by which the County Commissioners of Calvert
4 County or the official authorized to contract for the county shall invite proposals for
5 certain contracts; authorizing the Commissioners or the official authorized to
6 contract for the county to use other methods to invite proposals for certain contracts;
7 and generally relating to the competitive bidding process in Calvert County.

8 BY repealing and reenacting, with amendments,
9 The Public Local Laws of Calvert County
10 Section 6–101
11 Article 5 – Public Local Laws of Maryland
12 (2002 Edition and May 2015 Supplement, as amended)

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

15 **Article 5 – Calvert County**

16 6–101.

17 (a) Except as otherwise provided in this title, contract for the purchase by the
18 county of supplies or services involving \$15,000 or more shall be by formal bidding
19 procedures and the contract shall be awarded at a regularly scheduled meeting of the
20 Commissioners or by the official authorized to contract for the county to the lowest
21 responsible bidder meeting specifications. A contract may not be subdivided to avoid the
22 requirements of this section.

23 (b) The Commissioners or the official authorized to contract for the county shall
24 invite proposals for all contracts subject to this section by [publishing a notice in at least

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 two county newspapers for two consecutive weeks. The notice shall state that in not less
2 than three weeks the Commissioners or the official authorized to contract for the county
3 will meet in public session to receive bids for the described purchase or contract, state the
4 time and place of the meeting, and reserve the right to reject any and all bids] **PUBLISHING**
5 **NOTICE IN EMARYLAND MARKETPLACE AND IN OTHER FORMS OF SOCIAL MEDIA OR**
6 **WEB SITES WHERE THE COUNTY MAINTAINS A PRESENCE. THE COMMISSIONERS OR**
7 **THE OFFICIAL AUTHORIZED TO CONTRACT FOR THE COUNTY MAY USE OTHER**
8 **METHODS TO INVITE PROPOSALS FOR CONTRACTS SUBJECT TO THIS SECTION.**

9 (c) In determining the “lowest responsible bidder,” in addition to considering
10 price, the Commissioners or the official authorized to contract for the county shall consider:

11 (1) The ability, capacity, and skill of the bidder to perform the contract or
12 provide the service required;

13 (2) Whether the bidder can perform the contract or provide the service
14 promptly, or within the time specified, without delay or interference;

15 (3) The character, integrity, reputation, judgment, experience, and
16 efficiency of the bidder;

17 (4) The quality of performance of previous contracts or services;

18 (5) The previous and current compliance by the bidder with laws and
19 ordinances relating to the contract or service;

20 (6) Whether the bidder is in arrears to the county on any debt or contract,
21 is in default on any surety to the county, or is delinquent as to any taxes or assessments;
22 and

23 (7) Any other information that may have a bearing on the decision to award
24 the contract.

25 (d) If a contract is not awarded to the lowest bidder in price, the reasons for the
26 decision shall be stated in the minutes of the meeting at which the contract is awarded.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2017.