

HOUSE BILL 816

P2

3lr2755
CF SB 510

By: **Delegates Phillips, D. Barnes, Charles, Crutchfield, Embry, Jackson, A. Johnson, J. Long, McCaskill, Pasteur, Simmons, Simpson, Taveras, Taylor, Toles, and Wilkins**

Introduced and read first time: February 8, 2023

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Procurement – Minority Business Enterprises and Veteran–Owned Small**
3 **Business Enterprises – Participation Goal Scorecard**

4 FOR the purpose of requiring the Governor’s Office of Small, Minority, and Women
5 Business Affairs to develop a scorecard to evaluate units of State government on the
6 units’ performance toward meeting certain participation goals under the Minority
7 Business Enterprise Program and the Veteran–Owned Small Business Enterprise
8 Program; establishing a certain grading scale for the scorecard; requiring grades
9 achieved by each unit to be included in the Office’s annual report; and generally
10 relating to minority business enterprise and veteran–owned small business
11 enterprise procurement participation.

12 BY adding to

13 Article – State Government
14 Section 9–307
15 Annotated Code of Maryland
16 (2021 Replacement Volume and 2022 Supplement)

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

19 **Article – State Government**

20 **9–307.**

21 **(A) THE OFFICE SHALL DEVELOP A SCORECARD TO EVALUATE UNITS OF**
22 **STATE GOVERNMENT ON THE UNITS’ PERFORMANCE TOWARD MEETING:**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(1) THE MINORITY BUSINESS ENTERPRISE PARTICIPATION GOAL**
2 **ESTABLISHED UNDER § 14-302 OF THE STATE FINANCE AND PROCUREMENT**
3 **ARTICLE;**

4 **(2) ANY MINORITY BUSINESS ENTERPRISE SUBGOALS ESTABLISHED**
5 **UNDER § 14-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE; AND**

6 **(3) THE VETERAN-OWNED SMALL BUSINESS ENTERPRISE GOAL**
7 **ESTABLISHED UNDER § 14-602 OF THE STATE FINANCE AND PROCUREMENT**
8 **ARTICLE.**

9 **(B) THE SCORECARD SHALL INCLUDE THE FOLLOWING GRADING SCALE:**

10 **(1) “A” GRADE FOR A UNIT THAT ACHIEVES 90% OR MORE OF THE**
11 **APPLICABLE GOAL;**

12 **(2) “B” GRADE FOR A UNIT THAT ACHIEVES BETWEEN 80% AND 89%**
13 **OF THE APPLICABLE GOAL;**

14 **(3) “C” GRADE FOR A UNIT THAT ACHIEVES BETWEEN 70% AND 79%**
15 **OF THE APPLICABLE GOAL; AND**

16 **(4) “FAILING” GRADE FOR A UNIT THAT ACHIEVES BELOW 70% OF**
17 **THE APPLICABLE GOAL.**

18 **(C) THE OFFICE SHALL INCLUDE THE GRADES ACHIEVED BY EACH UNIT**
19 **UNDER THIS SECTION IN THE ANNUAL REPORT SUBMITTED UNDER § 9-306 OF THIS**
20 **SUBTITLE.**

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2023.