

HB1254/153728/1

BY: Ways and Means Committee

AMENDMENTS TO HOUSE BILL 1254
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**and Professional Development**”; in line 3, strike “requiring” and substitute “establishing the policy of the State to use public school employees to perform functions for public schools in preference to contracting with the private sector; requiring, under certain conditions,”; strike beginning with “requiring,” in line 6 down through “county;” in line 11; in line 12, strike “and professional development”; and in line 15, strike “6-132 and 6-133” and substitute “6-1201 through 6-1204 to be under the new subtitle “Subtitle 12. “Public School Service Contracts””.

AMENDMENT NO. 2

On page 1, strike line 21 in its entirety and substitute:

“SUBTITLE 12. PUBLIC SCHOOL SERVICE CONTRACTS.

6-1201.”;

in line 22, strike “(A)”; in the same line, strike “SECTION” and substitute “SUBTITLE”;

and after line 23, insert:

“6-1202.

THE POLICY OF THE STATE IS TO USE PUBLIC SCHOOL EMPLOYEES TO PERFORM FUNCTIONS FOR PUBLIC SCHOOLS IN PREFERENCE TO CONTRACTING WITH THE PRIVATE SECTOR TO PERFORM THOSE FUNCTIONS.

6-1203.

A COUNTY BOARD THAT SEEKS A SERVICE CONTRACT IS EXEMPT FROM THE PREFERENCE STATED IN § 6-1202 OF THIS SUBTITLE IF:

(1) A CONFLICT OF INTEREST WOULD RESULT IF A PUBLIC SCHOOL EMPLOYEE WERE TO PERFORM THE SERVICES SPECIFIED IN THE CONTRACT;

(2) THE NATURE OF THE SERVICES MEETS STANDARDS ESTABLISHED BY EACH COUNTY BOARD FOR EMERGENCY CONTRACT PROCUREMENT;

(3) THE SERVICES CONTRACTED FOR ARE INCIDENTAL TO THE PURCHASE OR LEASE OF PERSONAL OR REAL PROPERTY; OR

(4) A CLEAR NEED EXISTS TO OBTAIN AN UNBIASED FINDING OR OPINION.

6-1204.”.

On page 2, in lines 1, 4, and 8, strike “(B)”, “(C)”, and “(D)”, respectively, and substitute “(A)”, “(B)”, and “(C)”, respectively; and in line 1, after “CONTRACT” insert “**THAT IS NOT EXEMPT UNDER § 6-1203 OF THIS SUBTITLE**”.

On page 3, in lines 1 and 10, strike “(E)” and “(F)”, respectively, and substitute “(D)” and “(E)”, respectively; and in line 12, strike “(D)” and substitute “(C)”.

On pages 3 and 4, strike in their entirety the lines beginning with line 16 on page 3 through line 32 on page 4, inclusive.