

# HOUSE BILL 1416

P2, R2, M5

6lr2340

---

By: **Delegates J. Long and Woods**

Introduced and read first time: February 13, 2026

Assigned to: Government, Labor, and Elections

---

## A BILL ENTITLED

1 AN ACT concerning

2 **State Procurement and Recipients of State Funding – Electric Vehicle Charging**  
3 **Equipment – Minority Business Enterprise Participation**

4 FOR the purpose of requiring a unit of State government to set an expected degree of  
5 minority business participation specifically for certain provisions related to the  
6 procurement of electric vehicle charging equipment and installation in certain  
7 contracts under certain circumstances; requiring recipients of certain amounts of  
8 State funding for the purchase and installation of electric vehicle charging  
9 equipment to comply with the State’s Minority Business Enterprise Program;  
10 requiring the Governor’s Office of Small, Minority, and Women Business Affairs, in  
11 consultation with the Office of the Attorney General, to establish certain goals and  
12 procedures; requiring certain recipients of State funding to submit a certain report  
13 to certain persons at a certain time; and generally relating to minority business  
14 participation in the procurement, purchase, and installation of electric vehicle  
15 charging equipment.

16 BY repealing and reenacting, without amendments,  
17 Article – State Finance and Procurement  
18 Section 14–302(a)(1)  
19 Annotated Code of Maryland  
20 (2021 Replacement Volume and 2025 Supplement)

21 BY adding to  
22 Article – State Finance and Procurement  
23 Section 14–302(a)(18)  
24 Annotated Code of Maryland  
25 (2021 Replacement Volume and 2025 Supplement)

26 BY adding to  
27 Article – Transportation  
28 Section 2–115

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Annotated Code of Maryland  
2 (2020 Replacement Volume and 2025 Supplement)

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

5 **Article – State Finance and Procurement**

6 14–302.

7 (a) (1) (i) 1. Except for leases of real property, each unit shall structure  
8 procurement procedures, consistent with the purposes of this subtitle, to try to achieve an  
9 overall percentage goal of the unit’s total dollar value of procurement contracts being made  
10 directly or indirectly to certified minority business enterprises.

11 2. Notwithstanding subsubparagraph 1 of this  
12 subparagraph, the following contracts may not be counted as part of a unit’s total dollar  
13 value of procurement contracts:

14 A. a procurement contract awarded in accordance with  
15 Subtitle 1 of this title;

16 B. a procurement contract awarded to a nonprofit entity in  
17 accordance with requirements mandated by State or federal law; and

18 C. a procurement by the Maryland Developmental  
19 Disabilities Administration of the Maryland Department of Health for family and  
20 individual support services, community residential services, resource coordination services,  
21 behavioral support services, vocational and day services, and respite services, as those  
22 terms are defined in regulations adopted by the Maryland Department of Health.

23 (ii) 1. The overall percentage goal shall be established on a  
24 biennial basis by the Special Secretary for the Office of Small, Minority, and Women  
25 Business Affairs, in consultation with the Secretary of Transportation, the Chief  
26 Procurement Officer, and the Attorney General.

27 2. During any year in which there is a delay in establishing  
28 the overall goal, the previous year’s goal will apply.

29 (iii) 1. In consultation with the Secretary of Transportation, the  
30 Chief Procurement Officer, and the Attorney General, the Special Secretary for the Office  
31 of Small, Minority, and Women Business Affairs shall establish guidelines on a biennial  
32 basis for each unit to consider while determining whether to set subgoals for the minority  
33 groups listed in § 14–301(k)(1)(i)1, 2, 3, 4, and 6 of this subtitle.

34 2. During any year in which there is a delay in establishing  
35 the subgoal guidelines, the previous year’s subgoal guidelines will apply.

1 (iv) 1. The Special Secretary for the Office of Small, Minority,  
2 and Women Business Affairs, in consultation with the Secretary of Transportation, the  
3 Chief Procurement Officer, and the Attorney General, shall establish goals and subgoal  
4 guidelines that, to the maximum extent feasible, approximate the level of minority business  
5 enterprise participation that would be expected in the absence of discrimination.

6 2. In establishing overall goals and subgoal guidelines, the  
7 Special Secretary for the Office of Small, Minority, and Women Business Affairs shall  
8 provide for public participation by consulting with minority, women's, and general  
9 contractor groups, community organizations, and other officials or organizations that could  
10 be expected to have information concerning:

11 A. the availability of minority- and women-owned  
12 businesses;

13 B. the effects of discrimination on opportunities for  
14 minority- and women-owned businesses; and

15 C. the State's operation of the Minority Business Enterprise  
16 Program.

17 (v) In establishing overall goals, the factors to be considered shall  
18 include:

19 1. the relative availability of minority- and women-owned  
20 businesses to participate in State procurement as demonstrated by the State's most recent  
21 disparity study;

22 2. past participation of minority business enterprises in  
23 State procurement, except for procurement related to leases of real property; and

24 3. other factors that contribute to constitutional goal setting.

25 (vi) Notwithstanding § 12-101 of this article, the Special Secretary  
26 for the Office of Small, Minority, and Women Business Affairs shall adopt regulations in  
27 accordance with Title 10, Subtitle 1 of the State Government Article setting forth the  
28 State's overall goal.

29 **(18) FOR A CONTRACT THAT INCLUDES PROVISIONS FOR THE**  
30 **EQUIPMENT SUPPLY AND INSTALLATION OF ELECTRIC VEHICLE CHARGING**  
31 **EQUIPMENT, A UNIT SHALL SET AN EXPECTED DEGREE OF MINORITY BUSINESS**  
32 **ENTERPRISE PARTICIPATION SPECIFICALLY FOR THOSE PROVISIONS THAT ARE**  
33 **EQUIVALENT TO THE PERCENTAGE GOAL FOR THE OVERALL PROCUREMENTS FOR**  
34 **THAT UNIT.**

## Article – Transportation

2-115.

(A) THE FINDINGS AND EVIDENCE RELIED ON BY THE GENERAL ASSEMBLY FOR THE CONTINUATION OF THE MINORITY BUSINESS ENTERPRISE PROGRAM UNDER TITLE 14, SUBTITLE 3 OF THE STATE FINANCE AND PROCUREMENT ARTICLE ARE HEREBY INCORPORATED.

(B) TO THE EXTENT PRACTICABLE AND PERMITTED BY THE UNITED STATES CONSTITUTION, A PERSON RECEIVING \$100,000 OR MORE OF STATE FUNDING, WHETHER BY GRANT OR LOAN, FOR THE PURCHASE OR INSTALLATION OF ELECTRIC VEHICLE CHARGING EQUIPMENT SHALL COMPLY WITH THE STATE'S MINORITY BUSINESS ENTERPRISE PROGRAM.

(C) THE UNIT OF STATE GOVERNMENT UNDER WHICH STATE FUNDING WAS PROVIDED SHALL, AS A CONDITION OF PROVIDING THE FUNDING, REQUIRE THE RECIPIENT TO DEMONSTRATE COMPLIANCE WITH THIS SECTION.

(D) (1) THE GOVERNOR'S OFFICE OF SMALL, MINORITY, AND WOMEN BUSINESS AFFAIRS, IN CONSULTATION WITH THE OFFICE OF THE ATTORNEY GENERAL, SHALL ESTABLISH A CLEAR PLAN FOR SETTING REASONABLE AND APPROPRIATE MINORITY BUSINESS ENTERPRISE PARTICIPATION GOALS AND PROCEDURES FOR THE PURCHASE AND INSTALLATION OF ELECTRIC VEHICLE CHARGING EQUIPMENT THAT IS FUNDED THROUGH STATE FUNDING.

(2) TO THE EXTENT PRACTICABLE, THE GOALS AND PROCEDURES SPECIFIED IN PARAGRAPH (1) OF THIS SUBSECTION SHALL BE BASED ON THE REQUIREMENTS OF TITLE 14, SUBTITLE 3 OF THE STATE FINANCE AND PROCUREMENT ARTICLE AND THE REGULATIONS IMPLEMENTING THAT SUBTITLE.

(3) WITHIN 12 MONTHS FOLLOWING THE RECEIPT OF STATE FUNDING, THE RECIPIENT SHALL SUBMIT A REPORT TO THE OFFICE REGARDING THE RECIPIENT'S COMPLIANCE WITH THE GOALS AND PROCEDURES SPECIFIED IN PARAGRAPH (1) OF THIS SUBSECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2026.