

SENATE BILL 1063

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CF HB 1055

By: **Senator McFadden**

Constitutional Requirements Complied with for Introduction in the last 35 Days of Session

Introduced and read first time: March 13, 2013

Assigned to: Rules

Re-referred to: Finance, March 15, 2013

Committee Report: Favorable

Senate action: Adopted

Read second time: April 6, 2013

CHAPTER _____

1 AN ACT concerning

2 **Evaluation of the Application of Minority Business Enterprise Program by**
3 **the Public Service Commission**

4 FOR the purpose of requiring the Department of Transportation, the Governor's Office
5 of Minority Affairs, and the Public Service Commission, in consultation with the
6 Office of the Attorney General, to evaluate the feasibility and constitutionality
7 of requiring the Commission to apply the provisions of a certain minority
8 business enterprise program when exercising certain authority; providing for
9 the termination of this Act; and generally relating to an evaluation of the
10 application of the State minority business enterprise program by the Public
11 Service Commission in exercising certain authority.

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That:

14 (a) The Department of Transportation, the Governor's Office of Minority
15 Affairs, and the Public Service Commission, in consultation with the Office of the
16 Attorney General, shall evaluate whether requiring the Public Service Commission to
17 apply the provisions of the minority business enterprise program under Title 14,
18 Subtitle 3 of the State Finance and Procurement Article when exercising its authority
19 under § 7-510(c)(6) of the Public Utilities Article would be feasible and in compliance

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 with the requirements of the Croson decision and any subsequent federal or
2 constitutional requirements.

3 (b) On or before December 1, 2013, the Department of Transportation, the
4 Governor’s Office of Minority Affairs, and the Public Service Commission shall report
5 their findings and recommendations to the General Assembly in accordance with §
6 2–1246 of the State Government Article.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 July 1, 2013. It shall remain effective for a period of 1 year and, at the end of June 30,
9 2014, with no further action required by the General Assembly, this Act shall be
10 abrogated and of no further force and effect.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.