

Expedited Bill No. 7-15  
Concerning: Reorganization – Executive  
Branch - Procurement  
Revised: January 23, 2015 Draft No. 1  
Introduced: February 3, 2015  
Enacted: March 17, 2015  
Executive: March 26, 2015  
Effective: March 26, 2015  
Sunset Date: None  
Ch. 13, Laws of Mont. Co. 2015

## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

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By: Council President at the Request of the County Executive

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**AN EXPEDITED ACT to:**

- (1) establish the Office of Procurement as a principal Office of the Executive Branch;
- (2) Transfer procurement related functions to the Office of Procurement; and
- (3) generally amend the law regarding procurement and related functions.

By amending

Montgomery County Code  
Chapter 1A, Structure of County Government  
Section 1A-201

Chapter 2, Administration  
Sections 2-30 and 2-64N

Chapter 11B, Contracts and Procurement  
Section 11B-1

Chapter 19, Erosion, Sediment Control and Stormwater Management  
Section 19-29A

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

*The County Council for Montgomery County, Maryland approves the following Act:*

1           **Sec. 1. Sections 1A-201, 2-30, 2-64N, 11B-1, and 19-29A are amended as**  
2 **follows:**

3 **1A-201. Establishing departments and principal offices.**

4           (a) *Executive Branch.*

5                   (1) These are the departments and principal offices of the Executive  
6                   Branch.

7   \*     \*     \*

8   Procurement [Section 2-64N]

9   \*     \*     \*

10   **Division 5. DEPARTMENT OF GENERAL SERVICES.**

11 **2-30. Department of General Services - Functions.**

12           The Department of General Services must:

13           [(a) administer, through the Office of Procurement, the procurement system  
14           under Chapter 11B;]

15           [(b)] (a) acquire and dispose of real property, except real property used  
16                   (or intended to be used) for right-of-way governed under Chapter 49,  
17                   including roads, streets, highways, bridges, culverts, storm drainage  
18                   systems, pedestrian and bicycle pathways and walkway systems;

19           [(c)] (b) design and build County buildings, including public parking  
20                   facilities under Chapter 60;

21           [(d)] (c) maintain County vehicles, including heavy and light equipment  
22                   and transit equipment;

23           [(e)] (d) remodel and renovate County buildings, except public parking  
24                   facilities under Chapter 60, which remain open during the remodeling  
25                   or renovation;

26           [(f)] (e) repair and maintain County buildings, except public parking  
27                   facilities under Chapter 60;

28 [(g)] (f) manage County property and identify and acquire real property  
29 needed for the operation of County government;

30 [(h)] (g) plan and implement the use of space in County buildings; and

31 [(i)] (h) operate mail, printing, duplication, and archiving services.

32 **Division 20. OFFICE OF PROCUREMENT.**

33 **2-64N. Functions.**

34 [The Office of Procurement is part of the Department of General Services.]

35 The Office of Procurement must:

36 \* \* \*

37 **11B-1. Definitions**

38 \* \* \*

39 *Director* means the Director of the Office of Procurement [Department of  
40 General Services] or the Director’s designee.

41 \* \* \*

42 **19-29A. Watershed restoration grants program.**

43 \* \* \*

44 (b) To identify non-profit organizations to perform water quality protection  
45 or improvement activities, the Director of the [Department of General  
46 Services] Office of Procurement may issue a competitive solicitation  
47 under Chapter 11B that is limited to non-profit organizations.

48 \* \* \*

49 **Sec. 2. Transition.** Any regulation in effect when this Act takes effect that  
50 implements a function transferred to the Office of Procurement by this Act continues  
51 in effect, but any reference in any regulation to the Department of General Services,  
52 from which the function was transferred, must be treated as referring to the Office  
53 of Procurement, to which the function is transferred. The transfer of a function under

54 this Act does not affect any right of a party to any legal proceeding begun before this  
55 Act took effect.

56 Any responsibility or right granted by law, ordinance, regulation, delegation  
57 of authority, contract, or other document to the Department General Services in  
58 connection with the Procurement Law and Regulations is transferred to the Office  
59 of Procurement.

60 **Sec. 3. Expedited Effective Date.** The Council declares that this legislation  
61 is necessary for the immediate protection of the public interest. This Act takes effect  
62 on the date it becomes law.

63 *Approved:*

64 

3/19/15

George Leventhal, President, County Council

Date

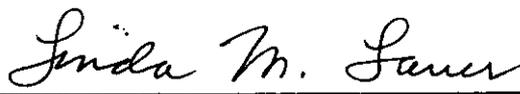
65 *Approved:*

66   
Isiah Leggett, County Executive

3/26/2015

Date

67 *This is a correct copy of Council action.*

68   
Linda Lauer, CMC, Clerk of the Council

3/26/15

Date