

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: _____
Effective: _____
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

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

Boldface	<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:

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

1A-201. Establishing departments and principal offices.

(a) *Executive Branch.*

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

* * *

Procurement [Section 2-64N]

* * *

Division 5. DEPARTMENT OF GENERAL SERVICES.

2-30. Department of General Services - Functions.

The Department of General Services must:

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

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

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

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

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

[(f)] (e) repair and maintain County buildings, except public parking 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 * * *

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

48 * * *

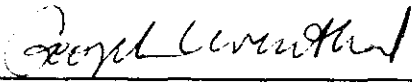
49 **Sec. 2. Transition.** Any regulation in effect when this Act takes effect that
50 implements a function transferred to the Office of Procurement by this Act continues
51 in effect, but any reference in any regulation to the Department of General Services,
52 from which the function was transferred,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

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

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

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

Approved:



George Leventhal, President, County Council

3/19/15

Date

Approved:

Isiah Leggett, County Executive

Date

This is a correct copy of Council action.

Linda Lauer, CMC, Clerk of the Council

Date