Introduced	
Public Hearing —	
Council Action —	
Executive Action	
Effective Date —	

## **County Council Of Howard County, Maryland**

2008 Legislative Session Legislative Day No. 2

## Bill No. 9-2008

Introduced by: Greg Fox and Courtney Watson

AN ACT requiring the Purchasing Agent to develop and operate a specified website that includes specified information for certain County expenditures; specifying certain parameters of the website; providing that certain provisions of law may not be construed to require the disclosure of certain information exempt from disclosure under federal, State, or County law; and generally relating to providing searchable purchasing information to the public.

Introduced and read first time	, 2008. Ordered posted and hearing scheduled.
	By order
	By orderSheila M. Tolliver, Administrator
Having been posted and notice of time & place time at a public hearing on	of hearing & title of Bill having been published according to Charter, the Bill was read for a secon, 2008.
	By orderSheila M. Tolliver, Administrator
This Bill was read the third time on	, 2008 and Passed, Passed with amendments, Failed
	By order
	Sheila M. Tolliver, Administrator
Sealed with the County Seal and presented to t	he County Executive for approval thisday of, 2008 at a.m./p.m.
	By order
	Sheila M. Tolliver, Administrator
Approved by the County Executive	, 2008
	Ken Illman, County Evecutive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

2	Section 1. Be It Enacted by the County Council of Howard County, Maryland that Section 4.103A "Searchable purchasing data" be added to Subtitle 1 "Purchasing" of
3	Title 4 "Contracts, purchasing and property" of the Howard County Code to read as
4 5	follows:
6	Title 4. Contracts, purchasing and property.
7 8	Subtitle 1. Purchasing.
9	Subtrue 1. 1 tirchasing.
10 11	4.103A. SEARCHABLE PURCHASING DATA.
12	(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.
13	(2) (I) "RECIPIENT ENTITY" MEANS AN ENTITY THAT RECEIVES A COUNTY AWARD.
14	(II) "RECIPIENT ENTITY" INCLUDES:
15	1. A NONPROFIT ENTITY
16	2. A CORPORATION, ASSOCIATION, PARTNERSHIP, LIMITED LIABILITY
17	COMPANY, LIMITED LIABILITY PARTNERSHIP, SOLE PROPRIETORSHIP, OR OTHER
18	
19	LEGAL BUSINESS ENTITY;  3. A GRANTEE, CONTRACTOR, SUBCONTRACTOR, OR SUBGRANTEE; OR
	4. A GOVERNMENT OTHER THAN HOWARD COUNTY OR A UNIT OF A
20	
21	GOVERNMENT OTHER THAN HOWARD COUNTY.
22	(III) "RECIPIENT ENTITY" DOES NOT INCLUDE:
23	1. AN INDIVIDUAL WHO RECEIVES COUNTY, STATE OR FEDERAL ASSISTANCE
24	PAYMENTS; OR
25	2. A COUNTY EMPLOYEE WHO RECEIVES A COUNTY SALARY OR WAGES.
26	
27	(3) (I) "COUNTY AWARD" MEANS FINANCIAL ASSISTANCE OR AN EXPENDITURE BY
28	THE COUNTY, INCLUDING:
29	1. A GRANT, SUBGRANT, LOAN, AWARD, COOPERATIVE AGREEMENT,
30	OR OTHER FORM OF FINANCIAL ASSISTANCE; AND
31	2. A CONTRACT, SUBCONTRACT, PURCHASE ORDER, OR OTHER
32	PAYMENT.
33	(II) "COUNTY AWARD" DOES NOT INCLUDE MONEY TRANSFERRED FROM ONE
34	UNIT OF COUNTY GOVERNMENT TO ANOTHER UNIT OF COUNTY GOVERNMENT.

1	(III) "COUNTY AWARD" SHALL MEAN A SINGLE AWARD AND NOT AN
2	AGGREGATED AWARD.
3	(4) "SEARCHABLE WEBSITE" MEANS A WEBSITE THAT ALLOWS THE PUBLIC TO:
4	(I) SEARCH AND AGGREGATE COUNTY FUNDING BY ANY ELEMENT REQUIRED
5	UNDER SUBSECTION (C) OF THIS SECTION;
6	(II) ASCERTAIN THROUGH A SINGLE SEARCH THE TOTAL AMOUNT OF
7	COUNTY FUNDING AWARDED TO A RECIPIENT ENTITY; AND
8	(III) DOWNLOAD DATA THAT RESULTS FROM A SEARCH.
9	
10	(B) THE SEARCHABLE WEBSITE REQUIRED BY THIS SECTION NEED NOT INCLUDE A COUNTY
11	AWARD THAT IS LESS THAN \$30,000.
12	
13	(C) THE PURCHASING AGENT SHALL HAVE A SINGLE, SEARCHABLE WEBSITE THAT INCLUDES
14	FOR EACH COUNTY AWARD:
15	(1) THE NAME OF THE RECIPIENT ENTITY AND, IF APPLICABLE, THE PARENT ENTITY
16	OF THE RECIPIENT ENTITY;
17	(2) THE AMOUNT OF THE COUNTY AWARD;
18	(3) THE TRANSACTION TYPE;
19	(4) THE NAME OF THE UNIT OF COUNTY GOVERNMENT MAKING THE COUNTY
20	AWARD;
21	(5) THE BUDGET PROGRAM FUND SOURCE;
22	(6) A DESCRIPTIVE PURPOSE OF THE COUNTY AWARD;
23	(7) THE LOCATION OF THE RECIPIENT ENTITY AND THE PRIMARY LOCATION OF
24	PERFORMANCE UNDER THE COUNTY AWARD; AND
25	(8) ANY OTHER RELEVANT INFORMATION THAT THE PURCHASING AGENT SPECIFIES.
26	
27	(D) THE SEARCHABLE WEBSITE SHALL BE ACCESSIBLE BY THE PUBLIC AT NO COST AND
28	ALLOW THE USER TO:
29	(1) SEARCH BY FISCAL YEAR;
30	(2) SEARCH ELECTRONICALLY BY FIELD IN A SINGLE SEARCH; AND
31	(3) OFFER COMMENTS ON THE SITE AND RECOMMEND IMPROVEMENTS.

1	(E) THIS SECTION DOES NOT REQUIRE DISCLOSURE OF ANY INFORMATION THAT IS EXEMPT
2	FROM DISCLOSURE UNDER COUNTY, STATE, OR FEDERAL LAW.
3	(E) THIS SECTION DOES NOT REQUIRE DISCLOSURE OF ANY INFORMATION THAT:
4	(1) THE COUNTY DOES NOT ROUTINELY OBTAIN; OR
5	(2) IS EXEMPT FROM DISCLOSURE UNDER COUNTY, STATE, OR FEDERAL LAW.
6 7	Section 2. And Be It Further Enacted by the County Council of Howard County,
8	Maryland, that the purchasing agent shall implement the searchable website as soon as
9	practical but not later than June 30, 2010 and that it shall include include, if practicable
10	data from Fiscal Year 2010.
11	
12	Section 3. And Be It Further Enacted by the County Council of Howard County,
13	Maryland, that this Act shall become effective 61 days after its enactment.

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