

HB0358/596381/2

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 358

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, in each instance, strike “specified” and substitute “certain”; in line 5, strike “financial assistance and expenditures” and substitute “payments”; strike beginning with “authorizing” in line 6 down through “website” in line 9 and substitute “requiring the Chief of Information Technology in the Department of Budget and Management to conduct a certain study on expanding or replacing a certain website; providing for the termination of certain provisions of this Act”; strike beginning with “providing” in line 9 down through “information;” in line 11; in lines 13 and 14, strike “financial assistance and expenditures” and substitute “payments”; strike in their entirety lines 15 through 19, inclusive; and in line 22, strike “3-207” and substitute “3-414”.

AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 5 on page 2 through line 11 on page 4, inclusive, and substitute:

“3-414.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) (I) “PAYEE” MEANS ANY PARTY WHO RECEIVES FROM THE STATE AN AGGREGATE PAYMENT OF \$25,000 IN A FISCAL YEAR.

(II) “PAYEE” DOES NOT INCLUDE:

(Over)

1. A STATE EMPLOYEE WITH RESPECT TO THE EMPLOYEE'S COMPENSATION; OR

2. A STATE RETIREE WITH RESPECT TO THE RETIREE'S RETIREMENT ALLOWANCE.

(3) "SEARCHABLE WEBSITE" MEANS A WEBSITE CREATED IN ACCORDANCE WITH THIS SECTION THAT DISPLAYS AND SEARCHES STATE PAYMENT DATA.

(B) ON OR BEFORE JANUARY 1, 2009, THE DEPARTMENT SHALL DEVELOP AND OPERATE A SINGLE SEARCHABLE WEBSITE, ACCESSIBLE TO THE PUBLIC AT NO COST THROUGH THE INTERNET.

(C) THE SEARCHABLE WEBSITE SHALL CONTAIN STATE PAYMENT DATA, INCLUDING:

(1) THE NAME OF A PAYEE RECEIVING A PAYMENT;

(2) THE LOCATION OF A PAYEE BY POSTAL ZIP CODE;

(3) THE AMOUNT OF A PAYMENT; AND

(4) THE NAME OF AN AGENCY MAKING A PAYMENT.

(D) THE SEARCHABLE WEBSITE SHALL ALLOW THE USER TO:

(1) SEARCH DATA FOR FISCAL YEAR 2008 AND EACH YEAR THEREAFTER; AND

(2) SEARCH BY THE FOLLOWING DATA FIELDS:

(I) A PAYEE RECEIVING A PAYMENT;

(II) AN AGENCY MAKING A PAYMENT; AND

(III) THE ZIP CODE OF A PAYEE RECEIVING A PAYMENT.”

On page 4, strike beginning with the colon in line 12 down through “(2)” in line 15.

AMENDMENT NO. 3

On page 4, after line 21, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The Chief of Information Technology in the Department of Budget and Management shall conduct a study to assess the feasibility, approach, and cost to expand or replace the searchable website established under § 3-414 of the State Finance and Procurement Article enacted by this Act to allow the public, at no cost, to search and aggregate State funding by different elements, which may include:

(1) the name of an entity receiving an award and, if applicable, the parent entity of the recipient;

(2) the amount of an award;

(3) the transaction type;

(4) the name of an agency making an award;

(Over)

- (5) the budget program fund source;
- (6) a descriptive purpose of each funding action or State award;
- (7) the location of an entity receiving the award; and
- (8) any other relevant information specified by the Department.

(b) The Department shall utilize the services of an outside expert to conduct this study.

(c) The Department shall consider the feasibility of including in the searchable website all State awards over the amount of \$25,000 including:

- (1) grants, subgrants, loans, awards, cooperative agreements, and other forms of financial assistance; and
- (2) contracts, subcontracts, purchase orders, and other payments.

(d) On or before June 30, 2010, the Chief of Information Technology shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the implementation of this Act.”;

in line 22, strike “2.” and substitute “3.”; and in line 23, strike “October 1, 2008” and substitute “July 1, 2008. Section 2 of this Act shall remain effective for a period of 2 years and, at the end of June 30, 2010, with no further action required by the General Assembly, Section 2 of this Act shall be abrogated and of no further force and effect.”.