

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2015, Legislative Day No. 32

Bill No. 86-15

Introduced by Mr. Walker

By the County Council, July 20, 2015

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Introduced and first read on July 20, 2015  
Public Hearing set for September 21, 2015  
Bill Expires October 24, 2015

By Order: Elizabeth E. Jones, Administrative Officer

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A BILL ENTITLED

1 AN ORDINANCE concerning: Purchasing – Procurement Methods – Related Entities  
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3 FOR the purpose of defining “related entities”; prohibiting the award of certain  
4 procurement contracts to related entities; and generally related to procurement.  
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6 BY renumbering: § 8-1-101 (6) and (7) to be § 8-1-101 (7) and (8), respectively  
7 Anne Arundel County Code (2005, as amended)  
8

9 BY adding: § 8-1-101(6)  
10 Anne Arundel County Code (2005, as amended)  
11

12 BY repealing and reenacting with amendments: § 8-2-103(b)  
13 Anne Arundel County Code (2005, as amended)  
14

15 SECTION 1. *Be it enacted by the County Council of Anne Arundel County,*  
16 *Maryland,* That § 8-1-101 (6) and (7) of the Anne Arundel County Code (2005, as  
17 amended) is hereby renumbered to be § 8-1-101 (7) and (8), respectively.  
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19 SECTION 2. *And be it further enacted,* That Section(s) of the Anne Arundel County  
20 Code (2005, as amended) read as follows:  
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22 **ARTICLE 8. PURCHASING**

23 **TITLE 1. DEFINITIONS**  
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EXPLANATION: CAPITALS indicate new matter added to existing law.  
[Brackets] indicate matter stricken from existing law.

1 **8-1-101. Definitions.**

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3 In this article, the following words have the meanings indicated.

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5 (6) "RELATED ENTITIES" MEANS CORPORATIONS, GENERAL PARTNERSHIPS,  
6 LIMITED PARTNERSHIPS, LIMITED LIABILITY COMPANIES, OR OTHER BUSINESS ENTITIES  
7 THAT HAVE SIMILAR PURPOSES AND HAVE:

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9 (I) SUBSTANTIALLY SIMILAR MEMBERSHIP OR SUBSTANTIALLY THE SAME  
10 DIRECTION OR CONTROL, WHETHER DIRECT OR INDIRECT; OR

11  
12 (II) COMMON OWNERSHIP, WHETHER DIRECT OR INDIRECT, OF A 50 PERCENT  
13 OR GREATER INTEREST IN THE CAPITAL OR PROFITS OF THE OTHER.

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15 **TITLE 2. PROCUREMENT**

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17 **8-2-103. Procurement Methods**

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19 (b) **Certain multiple contracts.** Multiple contracts for the same goods or services  
20 may be awarded to responsive and responsible vendors under any procurement method  
21 established in the Purchasing Manual if it is in the County's best interests, such as when  
22 awards to two or more vendors are needed for adequate delivery, service, or availability,  
23 or for product compatibility. WHEN MULTIPLE CONTRACTS FOR THE SAME GOODS OR  
24 SERVICES ARE AWARDED TO TWO OR MORE RESPONSIVE AND RESPONSIBLE VENDORS  
25 TO ENSURE ADEQUATE DELIVERY, SERVICE, OR AVAILABILITY, THE VENDORS TO WHOM  
26 THE CONTRACTS ARE AWARDED MAY NOT BE RELATED ENTITIES.

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28 SECTION 2. *And be it further enacted,* That this Ordinance shall take effect 45 days  
29 from the date it becomes law.