



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
February 12, 2025**



SUPPLEMENTAL

*Contact: Raelene Glasgow 410-767-7050
raelene.glasgow3@maryland.gov*

**20-EX. EXPEDITED PROCUREMENT REQUEST
*Department of Labor***

Recommendation: The Maryland Department of Labor is requesting approval to use the Expedited Procurement method as per the Code of Maryland Regulations (COMAR) 21.05.06.03.

Description: The Maryland Department of Labor (MDOL), Division of Family and Medical Leave Insurance (FAMLI), The FAMLI program is expected to receive up to \$2 billion in payments from approximately 180,000 employers per year and pay out nearly that amount in direct payments to approximately 170,000 Maryland workers each year. The primary financial mechanism facilitating these transactions consists of a revolving, non-lapsing trust fund into which mandatory premium payments from employers are deposited and from which payments to workers are debited. The trust fund is essentially a bank account, or a series of bank accounts, serviced by one or more private financial institutions. To uphold public trust in the program, MDOL and FAMLI must establish strong financial and accounting controls to process, track, and report on inflows and outflows of these funds, as well as to prevent all sources of potential misappropriation and fraud, both internal and external.

On May 13, 2024, a solicitation for financial management and accounting support was advertised using the Competitive Sealed Proposals (CSP) on eMaryland Marketplace Advantage. The first goal of this procurement is to develop a comprehensive project plan for the implementation of FAMLI's financial management and accounting teams and functions. Secondly, this procurement is to support FAMLI's execution and implementation of the project through the start of the collection of employer's contribution. Procurement received eight (8) proposals on the due date and the evaluations were done and vendor was chosen. Subsequently, FAMLI received a protest which delayed the agency from moving forward with the award. This delay places FAMLI behind in their efforts to have this platform ready to receive the necessary payments from employers. A review of the Scope of Work indicated that several areas need to be revised, and a new solicitation completed and advertised. FAMLI has cancelled the solicitation and understands that attempting to advertise this solicitation again using the normal RFP guidelines will lead to a significant delay, considering the time it will take for advertisement, evaluations, and the award process.



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At this juncture, the use of the Expedited Procurement method is the best option for the agency to get these services in place, in a timely manner, to accommodate the mandate from the General Assembly that was passed in 2022. FAML I must be ready by July 1, 2025, so contributions from employers can begin and on July 1, 2026, for the benefit for all workers to begin. These services are urgent and require prompt action.

Pursuant to Maryland State Finance & Procurement Article (SFP) § 13-108 (d)(1), MDOL’s Procurement Officer with approval of the Agency Head has determined that this procurement should be expedited because: (1) urgent circumstances require prompt action; (2) an expedited procurement best serves the public interest; and (3) the need for the expedited procurement outweighs the benefits of making the procurement on the basis of competitive sealed bids or competitive sealed proposals. However, the procurement officer shall attempt to obtain as much competition as reasonably possible per SFP § 13- 108 (d)(2).

BOARD OF PUBLIC WORKS ACTION		THIS ITEM WAS:	
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	