

or supplied by him for which such claim is made, shall have the right to sue on the payment bond OR OTHER SECURITY for the amount, or the balance thereof, unpaid at the time of institution of such suit and to prosecute said action to final judgment and execution for the sum or sums justly due him; provided, however, that any person having direct contractual relationship with a subcontractor of the contractor, or with any sub-subcontractor of the contractor but no contractual relationship express or implied with the contractor furnishing said payment bond OR OTHER SECURITY, shall have a right of action upon the payment bond OR OTHER SECURITY upon giving written notice to the contractor within [ninety (90)] 90 days from the date on which such person did, or performed the last of the labor or furnished or supplied the last of the material for which such claim is made, stating with substantial accuracy the amount claimed and the name of the party to whom the material was furnished or supplied or for whom the labor was done or performed. Such notice shall be served by mailing the same by registered or certified mail, postage prepaid, in an envelope addressed to the contractor at any place he maintains an office or conducts his business, or his residence.

(d) Every suit instituted under this section shall be brought in the appropriate court in the political subdivision in which the contract was to be performed and executed or in the political subdivision where the contractor has his principal place of business and not elsewhere, but no such suit shall be commenced after the term of [one] 1 year after the date of final acceptance of the work performed under the contract. The obligee named in the bond OR THE TRUSTEE FOR ANY OTHER SECURITY shall not be liable for the payment of any cost or expenses of any such suit.

(e) In the case of contracts of the State of Maryland, or any board, commission, or agency thereof, the aforesaid bonds OR OTHER SECURITY shall be payable to the State of Maryland and shall be approved by the Attorney General as to form. In the case of all other contracts subject to this section, the bonds OR OTHER SECURITY shall be payable to the public body concerned, and shall be approved by its attorney as to form.

(f) Bonds, OTHER SECURITY, OR EVIDENCE OF ANY TRUST ACCOUNT ESTABLISHED AS SECURITY payable to the State of Maryland shall be filed in the office of the State Comptroller. All other bonds, OTHER SECURITY, OR EVIDENCE OF ANY TRUST ACCOUNT ESTABLISHED AS SECURITY shall be filed in the office of the public body concerned.

(g) The State Comptroller or officer in charge of the office wherein the aforesaid bonds OR OTHER SECURITY are required to be filed is authorized and directed to furnish, to any person making application therefor who submits an affidavit that he has supplied labor, or materials, for such