

(i) a criminal offense incident to obtaining, attempting to obtain, or performing a public or private contract, except as provided in § 16-202; or

(ii) fraud, embezzlement, theft, forgery, falsification or destruction of records, or receiving stolen property;

(2) been convicted of a criminal violation of an antitrust statute of the State, another state, or the United States;

(3) been convicted of a violation of the Racketeer Influenced and Corrupt Organization Act, or the Mail Fraud Act, for acts in connection with the submission of bids or proposals for a public or private contract;

(4) been convicted of a violation of § 14-308 of this article;

(5) been convicted of conspiracy to commit any act or omission that would constitute grounds for conviction under any of the laws or statutes described in paragraphs (1), (2), (3), or (4) of this subsection; [or]

(6) been found civilly liable under an antitrust statute of the State, another state, or the United States for acts or omissions in connection with the submission of bids or proposals for a public or private contract; OR

(7) BEEN FOUND IN A FINAL ~~ADMINISTRATIVE ADJUDICATED~~ DECISION TO HAVE VIOLATED THE COMMERCIAL NONDISCRIMINATION POLICY UNDER TITLE 19 OF THIS ARTICLE WITH REGARD TO A PUBLIC OR PRIVATE CONTRACT.

TITLE 19. COMMERCIAL NONDISCRIMINATION POLICY.

19-101.

(A) IT IS THE POLICY OF THE STATE NOT TO ENTER INTO A CONTRACT WITH ANY BUSINESS ENTITY THAT HAS DISCRIMINATED IN THE SOLICITATION, SELECTION, HIRING, OR COMMERCIAL TREATMENT OF VENDORS, SUPPLIERS, SUBCONTRACTORS, OR COMMERCIAL CUSTOMERS ON THE BASIS OF ~~SEX, RACE, AGE, COLOR, CREED, OR NATIONAL ORIGIN, RACE, COLOR, RELIGION, ANCESTRY OR NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, SEXUAL ORIENTATION,~~ OR ON THE BASIS OF DISABILITY OR ANY OTHERWISE UNLAWFUL USE OF CHARACTERISTICS REGARDING THE VENDOR'S, SUPPLIER'S, OR COMMERCIAL CUSTOMER'S EMPLOYEES OR OWNERS.

(B) NOTHING IN THIS TITLE SHALL BE CONSTRUED TO PROHIBIT OR LIMIT OTHERWISE LAWFUL EFFORTS TO REMEDY THE EFFECTS OF DISCRIMINATION THAT HAVE OCCURRED OR ARE OCCURRING IN THE MARKETPLACE.

~~(C) CONDUCT THAT HAS OCCURRED MORE THAN 4 YEARS PRIOR TO THE FILING OF A COMPLAINT ABOUT CONDUCT THAT IS NOT ACTIONABLE UNDER THIS TITLE MAY NOT BE SUBJECT TO THE FILING OF A COMPLAINT NOR BE SUBJECT TO THE IMPOSITION OF SANCTIONS OR REMEDIES UNDER THIS TITLE.~~

(C) A COMPLAINT OF DISCRIMINATION SHALL BE FILED WITHIN 4 YEARS AFTER THE DATE THE CAUSE OF ACTION ACCRUES.