

"THE UNDERSIGNED BIDDER HEREBY CERTIFIES AND AGREES THAT THE FOLLOWING INFORMATION IS CORRECT:

IN PREPARING ITS BID ON THIS PROJECT, THE BIDDER HAS CONSIDERED ALL PROPOSALS SUBMITTED FROM QUALIFIED, POTENTIAL SUBCONTRACTORS AND SUPPLIERS, AND HAS NOT ENGAGED IN "DISCRIMINATION" AS DEFINED IN § 19-103 OF THE STATE GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND; TO WIT: DISCRIMINATION IN THE SOLICITATION, SELECTION, OR COMMERCIAL TREATMENT OF ANY SUBCONTRACTOR, VENDOR, SUPPLIER, OR COMMERCIAL CUSTOMER 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 OTHER UNLAWFUL FORMS OF DISCRIMINATION. WITHOUT LIMITING THE FOREGOING, "DISCRIMINATION" ALSO INCLUDES RETALIATING AGAINST ANY PERSON OR OTHER ENTITY FOR REPORTING ANY INCIDENT OF "DISCRIMINATION". WITHOUT LIMITING ANY OTHER PROVISION OF THE SOLICITATION FOR BIDS ON THIS PROJECT, IT IS UNDERSTOOD AND AGREED THAT, IF THIS CERTIFICATION IS FALSE, SUCH FALSE CERTIFICATION WILL CONSTITUTE GROUNDS FOR THE STATE TO REJECT THE BID SUBMITTED BY THE BIDDER ON THIS PROJECT, AND TERMINATE ANY CONTRACT AWARDED BASED ON THE BID. ~~AS A CONDITION OF CONTRACTING WITH THE STATE, THE BIDDER AGREES TO PROMPTLY PROVIDE TO THE STATE ALL INFORMATION AND DOCUMENTATION THAT MAY BE REQUESTED BY THE STATE FROM TIME TO TIME REGARDING THE SOLICITATION AND SELECTION OF SUBCONTRACTORS. FAILURE TO MAINTAIN OR FAILURE TO PROVIDE THE INFORMATION CONSTITUTES GROUNDS FOR THE STATE TO REJECT THE BID SUBMITTED BY THE BIDDER AND TERMINATE ANY CONTRACT AWARDED ON THE BID.~~ AS PART OF ITS BID OR PROPOSAL, THE BIDDER SHALL PROVIDE TO THE STATE A LIST OF ALL INSTANCES WITHIN THE IMMEDIATE PAST ~~5~~ 4 YEARS WHERE ~~A COMPLAINT WAS FILED OR PENDING AGAINST THE BIDDER~~ THERE HAS BEEN A FINAL ADJUDICATED DETERMINATION IN A LEGAL OR ADMINISTRATIVE PROCEEDING ALLEGING IN THE STATE OF MARYLAND THAT THE BIDDER DISCRIMINATED AGAINST ITS SUBCONTRACTORS, VENDORS, SUPPLIERS, OR COMMERCIAL CUSTOMERS, AND A DESCRIPTION OF THE STATUS OR RESOLUTION OF THAT COMPLAINT, INCLUDING ANY REMEDIAL ACTION TAKEN. AS A CONDITION OF SUBMITTING A BID OR PROPOSAL TO THE STATE, THE BIDDER AGREES TO COMPLY WITH THE STATE'S COMMERCIAL NONDISCRIMINATION POLICY AS DESCRIBED UNDER TITLE 19 OF THE STATE FINANCE AND PROCUREMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND, ~~AND CONSENTS TO BE BOUND BY ANY FINAL DECISION ISSUED THEREUNDER.~~"

19-116.

EVERY CONTRACT THAT THE STATE ENTERS INTO SHALL INCLUDE THE FOLLOWING LANGUAGE:

"AS A CONDITION OF ENTERING INTO THIS AGREEMENT, UPON THE MARYLAND HUMAN RELATIONS COMMISSION'S REQUEST, AND ONLY AFTER THE FILING OF A COMPLAINT AGAINST THE COMPANY UNDER TITLE 19 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, AS AMENDED FROM TIME TO TIME, THE COMPANY AGREES TO: (A) PROMPTLY PROVIDE TO THE STATE ALL INFORMATION AND DOCUMENTATION THAT MAY BE REQUESTED BY THE STATE FROM TIME TO TIME REGARDING THE