

(5) (i) Except as provided in paragraph (7) of this subsection, the following provisions of Division II of this article apply to a University:

1. § 11-205 of this subtitle ("Fraud in procurement");
2. § 11-205.1 of this subtitle ("Falsification of material facts");
3. § 13-219 of this article ("Required clauses - Nondiscrimination clause");
4. § 13-225 of this article ("Retainage");
5. Title 14, Subtitle 3 of this article ("Minority Business Participation");
6. Title 15, Subtitle 1 of this article ("Procurement Contract Administration");
7. § 15-226 of this article ("Prompt payment of subcontractors"); and
8. Title 16 of this article ("Debarment of Contractors").

(ii) If a procurement violates the provisions of this subsection or policies adopted in accordance with this subsection, the procurement contract is void or voidable in accordance with the provisions of § 11-204 of this subtitle.

(6) (i) The State Board of Contract Appeals shall have authority over contract claims related to procurement contracts awarded by:

1. the University System of Maryland before July 1, 1999;
- and
2. Morgan State University before July 1, 2004.

(ii) At the election of the Board of Regents of the University System of Maryland and subject to the approval of the Board of Public Works, the State Board of Contract Appeals shall have authority over contract claims related to procurement contracts awarded by the University after June 30, 1999.

(iii) At the election of the Board of Regents of Morgan State University and subject to the approval of the Board of Public Works, the State Board of Contract Appeals shall have authority over contract claims related to procurement contracts awarded by the University after June 30, 2004.

(IV) AT THE ELECTION OF THE BOARD OF TRUSTEES OF ST. MARY'S COLLEGE OF MARYLAND AND SUBJECT TO THE APPROVAL OF THE BOARD OF PUBLIC WORKS, THE STATE BOARD OF CONTRACT APPEALS SHALL HAVE AUTHORITY OVER CONTRACT CLAIMS RELATED TO PROCUREMENT CONTRACTS AWARDED BY ST. MARY'S COLLEGE OF MARYLAND AFTER JUNE 30, 2006.

(7) Paragraphs (3), (4), and (5) of this subsection do not apply to: