

(3) The State Superintendent of Schools, or the Superintendent's designee, shall be the Chairman of the Interagency Committee.

(4) A MEMBER OF THE INTERAGENCY COMMITTEE ON SCHOOL CONSTRUCTION MAY NOT BE:

(I) AN INDIVIDUAL WHO IS A REGULATED LOBBYIST AS DESCRIBED IN § 15-701(A)(1), (2), (3), OR (4) OF THE STATE GOVERNMENT ARTICLE;

(II) A MEMBER OF THE GENERAL ASSEMBLY;

(III) AN EMPLOYEE OF A COUNTY GOVERNMENT OR BOARD OF EDUCATION; OR

(IV) A LOCAL ELECTED OFFICIAL.

[(4)] (5) The Board of Public Works may delegate the administrative and budgetary authority of the Board to the Interagency Committee as determined by the Board to be necessary and appropriate.

(F) (1) THE INTERAGENCY COMMITTEE ON SCHOOL CONSTRUCTION IS A PUBLIC BODY AND SUBJECT TO THE OPEN MEETINGS LAW UNDER TITLE 10, SUBTITLE 5 OF THE STATE GOVERNMENT ARTICLE.

(2) DELIBERATIONS AND DECISIONS REGARDING THE ELIGIBILITY OF PROJECTS AND ALLOCATION OF FUNDING SHALL BE CONSIDERED QUASI-LEGISLATIVE FUNCTIONS FOR THE PURPOSES OF THE OPEN MEETINGS LAW.

SECTION 6. AND BE IT FURTHER ENACTED, That notwithstanding § 5-302(e) of the Education Article or any other provision of law, for fiscal year 2007, the Board of Public Works may not, before May 1, 2006, approve public school construction projects that comprise more than 75% of the preliminary school construction allocation recommended by the Governor as required in § 8-113 of the State Finance and Procurement Article.

SECTION 7. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - State Finance and Procurement

8-109.

The Committee consists of the following [5] 7 members:

(1) 1 individual appointed by the Governor; [and]

(2) as ex officio members:

(i) the Comptroller;

(ii) the Treasurer;