

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - State Government

3-308.

(A) (1) IN THIS SECTION, "INTERNATIONAL TRADE AGREEMENT" MEANS A TRADE AGREEMENT BETWEEN THE FEDERAL GOVERNMENT AND A FOREIGN COUNTRY TO WHICH THE STATE, AT THE REQUEST OF THE FEDERAL GOVERNMENT, IS A PARTY.

(2) "INTERNATIONAL TRADE AGREEMENT" DOES NOT INCLUDE A TRADE AGREEMENT BETWEEN THE STATE AND A FOREIGN COUNTRY TO WHICH THE FEDERAL GOVERNMENT IS NOT A PARTY.

~~(A)~~ (B) EXCEPT AS PROVIDED IN SUBSECTION ~~(B)~~ (C) OF THIS SECTION, STATE OFFICIALS, INCLUDING THE GOVERNOR, MAY NOT:

(1) BIND THE STATE TO THE GOVERNMENT PROCUREMENT RULES OF AN INTERNATIONAL TRADE AGREEMENT; OR

(2) GIVE CONSENT TO THE FEDERAL GOVERNMENT TO BIND THE STATE TO THE GOVERNMENT PROCUREMENT RULES OF AN INTERNATIONAL TRADE AGREEMENT.

~~(B)~~ (C) THE GOVERNOR MAY BIND THE STATE OR GIVE CONSENT TO THE FEDERAL GOVERNMENT TO BIND THE STATE TO THE GOVERNMENT PROCUREMENT RULES OF AN INTERNATIONAL TRADE AGREEMENT ONLY IF THE GENERAL ASSEMBLY ENACTS LEGISLATION THAT EXPLICITLY AUTHORIZES THE GOVERNOR TO BIND THE STATE OR GIVE CONSENT TO THE FEDERAL GOVERNMENT TO BIND THE STATE TO THE GOVERNMENT PROCUREMENT RULES OF A SPECIFIC INTERNATIONAL TRADE AGREEMENT.

SECTION 2. AND BE IT FURTHER ENACTED, That any consent that a State official, including the Governor, has given for the State of Maryland to be bound by the government procurement rules of any international trade agreement on or before the effective date of this Act is declared invalid and the State of Maryland is not bound by the government procurement rules of any international trade agreement for which a State official, including the Governor, has given consent for the State of Maryland to be bound to on or before the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That a copy of this Act be forwarded by the Department of Legislative Services to the Honorable Robert L. Ehrlich, Jr., Governor of Maryland; the Honorable Thomas V. Mike Miller, Jr., President of the Senate of Maryland; and the Honorable Michael E. Busch, Speaker of the House of Delegates; and to the Maryland Congressional Delegation: Senators Paul S. Sarbanes and Barbara A. Mikulski, Senate Office Building, Washington, D.C. 20510; and Representatives Wayne T. Gilchrest, C. A. Dutch Ruppersberger III, Benjamin L. Cardin, Albert R. Wynn, Steny Hamilton Hoyer, Roscoe G. Bartlett, Elijah E. Cummings, and Christopher Van Hollen, Jr., House Office Building, Washington, D.C. 20515.