

FOR the purpose of prohibiting State officials, including the Governor, from binding the State or consenting to bind the State to the government procurement rules of an international trade agreement except under certain circumstances; authorizing the Governor to bind the State or to consent to bind the State to the government procurement rules of an international trade agreement only if the General Assembly enacts certain legislation; providing that certain consent that a State official, including the Governor, has given for the State to be bound to certain government procurement rules of any international trade agreements on or before a certain date is declared invalid and that the State is not bound by the government procurement rules of certain international trade agreements; defining a certain term; providing that a copy of this Act be forwarded to certain individuals; and generally relating to the authorization needed to bind the State or to consent to bind the State to certain government procurement rules of an international trade agreement.

BY adding to

Article - State Government
Section 3-308
Annotated Code of Maryland
(2004 Replacement Volume)

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