

Annotated Code of Maryland
(As enacted by Chapters _____ and _____ (H.B. 1 and H.B. 100)
of the Acts of the General Assembly of 1985)

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

Article 21 - Procurement

8-601.

(e) (1) A person may not:

(i) Fraudulently obtain, retain, attempt to obtain or retain, or aid another in fraudulently obtaining or retaining or attempting to obtain or retain certification as a minority business enterprise for the purposes of this subtitle;

(ii) Willfully make a false statement, whether by affidavit, report, or other representation, to a State official or employee for the purpose of influencing the certification or denial of certification of any entity as a minority business enterprise;

(iii) Willfully obstruct, impede, or attempt to obstruct or impede any State official or employee who is investigating the qualifications of a business entity which has requested certification as a minority business enterprise; or

(iv) Fraudulently obtain, attempt to obtain, or aid another person in fraudulently obtaining or attempting to obtain, public moneys to which the person is not entitled under this subtitle.

(2) Any person who violates the provisions of this subsection is guilty of a felony and upon conviction is subject to imprisonment for a period of not more than 5 years, or a fine of not more than \$10,000, or both.

~~(3) -- IF -- A -- CONTRACTOR, -- SUBCONTRACTOR, -- SUPPLIER, SUBSIDIARY, -- OR -- AN -- AFFILIATE -- OF -- ANY -- ONE -- OF -- THEM, -- HAS -- BEEN -- FOUND -- BY -- ANY -- DEPARTMENT -- TO -- HAVE -- VIOLATED -- THE -- PROVISIONS -- OF -- THIS -- SUBSECTION AND -- THAT -- VIOLATION -- OCCURRED -- WITHIN -- 3 -- YEARS -- OF -- ANOTHER -- VIOLATION OF -- THE -- PROVISIONS -- OF -- THIS -- SUBSECTION -- FOUND -- BY -- THE -- DEPARTMENT, -- THE DEPARTMENT -- SHALL -- PROHIBIT -- THAT -- CONTRACTOR, -- SUBCONTRACTOR, SUPPLIER, -- SUBSIDIARY, -- OR -- AN -- AFFILIATE -- OF -- ANY -- ONE -- OF -- THEM -- FROM ENTERING -- INTO -- A -- STATE -- CONTRACT -- AND -- FROM -- FURTHER -- BIDDING -- TO -- A PROCUREMENT -- AGENCY, -- AND -- FROM -- BEING -- A -- SUBCONTRACTOR -- TO -- A CONTRACTOR -- FOR -- A -- PROCUREMENT -- AGENCY -- AND -- FROM -- BEING -- A -- SUPPLIER -- TO -- A PROCUREMENT -- AGENCY.~~

(3) ANY PERSON ALLEGED --- TO --- HAVE --- VIOLATED --- THE PROVISIONS --- OF --- THIS --- SUBSECTION CONVICTED OF HAVING VIOLATED A PROVISION OF THIS SUBSECTION OR WHO HAS ADMITTED, IN WRITING OR