

[(m)] (CC) "Procurement officer" means [any] A person authorized by a State agency [in accordance with law or regulations] to enter into or administer contracts or make written determinations and findings with respect to them. [The term also includes an authorized representative acting within the limits of authority.]

(DD) "PROPOSAL" MEANS A RESPONSE BY A PERSON TO ANY SOLICITATION, OTHER THAN AN INVITATION FOR BIDS, UNDER THIS PART OF THIS SUBTITLE.

[(n)] (EE) "Regulation" has the [same definition as "rule" in the Administrative Procedure Act] MEANING STATED IN § 10-101 OF THE STATE GOVERNMENT ARTICLE of the Code.

(FF) "REQUEST FOR PROPOSALS" MEANS ANY DOCUMENT USED FOR SOLICITING PROPOSALS UNDER §§ 11-111 THROUGH 11-113 OF THIS SUBTITLE.

(GG) "RESPONSIBLE BIDDER OR OFFEROR" MEANS A PERSON WHO HAS THE CAPABILITY IN ALL RESPECTS TO PERFORM FULLY THE CONTRACT REQUIREMENTS AND POSSESSES THE INTEGRITY AND RELIABILITY THAT WILL ASSURE GOOD FAITH PERFORMANCE.

(HH) "RESPONSIVE BIDDER" MEANS A PERSON WHO HAS SUBMITTED A BID UNDER § 11-110 OF THIS SUBTITLE THAT CONFORMS IN ALL MATERIAL RESPECTS TO THE INVITATION FOR BIDS.

[(o)] (II) (1) "Services" means [the rendering, by a contractor, of its] LABOR, time [and] OR effort, rather than [the furnishing of] a specific physical product [other than] FURNISHED BY A CONTRACTOR, BUT MAY INCLUDE PRODUCTS NECESSARILY ASSOCIATED WITH A-PHYSICAL-PRODUCT THE RENDERING OF A SERVICE.

(2) A CONTRACTOR PERFORMING SERVICES MAY BE REQUIRED TO FURNISH reports incidental to the [required] performance [of services]. [This]

(3) "SERVICES" includes [but is not limited to the contractual] services provided by [architects, engineers,] attorneys, accountants, physicians, consultants, and other professional persons WHO ARE INDEPENDENT CONTRACTORS, AS OPPOSED TO STATE EMPLOYEES.

(4) "SERVICES" DOES NOT INCLUDE CONSTRUCTION RELATED SERVICES, ARCHITECTURAL SERVICES, AND ENGINEERING SERVICES.

[(p)] (JJ) (1) "State agency" means [any] AN agency, association, board, bureau, college, commission, committee, council, foundation, fund, department, institute, institution, public corporation, service, trust, university, or other unit of the executive branch of [the] State government. [and]

(2) "STATE AGENCY" includes [any] A subunit within any of these units.