

A PROVISION THAT THE PRICE, INCLUDING PROFIT OR FEE, SHALL BE REDUCED TO EXCLUDE ANY SIGNIFICANT PRICE INCREASES IN A COMPONENT OCCURRING BECAUSE THE CONTRACTOR FURNISHED COST OR PRICE INFORMATION THAT, AS OF THE DATE AGREED ON BETWEEN THE PARTIES, WAS INACCURATE, INCOMPLETE, OR NOT CURRENT.

[13-407.

Every written contract binding or purporting to bind the State of Maryland, or any department, commission, agency or branch thereof, to pay a sum of money in excess of \$25,000 in any one fiscal year for the purpose for which such contract is made shall contain the following provision: "No employee of the State of Maryland, or any department, commission, agency or branch thereof, whose duties as such employee include matters relating to or affecting the subject matter of this contract, shall, while such employee, become or be an employee of the party or parties hereby contracting with said State of Maryland, or any department, commission, agency or branch thereof." For purposes of this section, a member of the General Assembly shall not be considered an employee of the State of Maryland or of a department, commission, agency or branch thereof.]

[Subtitle 5.] PART VI. Bonds.

[13-502.

No procurement agency of the State may require bid, performance, and payment bonds to be posted if the contract price is less than \$50,000, unless such bonds are required by federal law or regulation or as a condition to federal assistance.]

[13-503.

Performance bonds or other security may be required for any procurement of supplies and services over \$50,000 if the circumstances warrant, as determined by the procurement officer.]

[13-504.

(a) Each bidder or offeror for a construction contract shall give a bid bond if the bid or offer exceeds \$50,000. Bid bonds may be required for any other procurement over \$50,000, as determined by the procurement officer. The bid bond shall be provided by a surety company authorized to do business in this State, or the equivalent in cash, or in a form satisfactory to the procurement officer.

(b) The bid bond shall be in an amount equal to at least 5 percent of the amount of the bid or price proposal except that, for bids stating a rate but not a total cost, the bid bond shall be in an amount as determined by the procurement officer.