

(IV) MAY REQUEST ADDITIONAL INFORMATION OR SUBSTANTIATION THROUGH ANY APPROPRIATE PROCEDURE; AND

(V) SHALL COMPLY WITH ANY APPLICABLE REQUIREMENTS CONTAINED IN REGULATIONS ADOPTED BY THE APPROPRIATE DEPARTMENT.

(2) AFTER COMPLYING WITH THE REQUIREMENTS OF PARAGRAPH (1) OF THIS SUBSECTION, AND CONSISTENT WITH THE BUDGET AND APPLICABLE LAWS AND REGULATIONS, THE PROCUREMENT OFFICER SHALL PROMPTLY ISSUE A DECISION IN WRITING TO THE REVIEWING AUTHORITY:

(I) INDICATING THAT THE COMPLAINT HAS BEEN RESOLVED BY MUTUAL AGREEMENT;

(II) DISMISSING THE COMPLAINT IN WHOLE OR IN PART; OR

(III) GRANTING THE RELIEF SOUGHT BY THE INITIATOR OF THE COMPLAINT, IN WHOLE OR IN PART.

(D) (1) UNLESS OTHERWISE PROVIDED BY REGULATION, THE PROCUREMENT OFFICER'S DECISION SHALL BE REVIEWED PROMPTLY BY THE PROCUREMENT AGENCY HEAD AND THE HEAD OF ANY PRINCIPAL DEPARTMENT LISTED IN § 8-201 OF THE STATE GOVERNMENT ARTICLE OF THE CODE (OR EQUIVALENT UNIT OF STATE GOVERNMENT) OF WHICH THE PROCUREMENT AGENCY IS A PART.

(2) THE REVIEWING AUTHORITY MAY APPROVE, DISAPPROVE, OR MODIFY THE DECISION, OR MAY RESUBMIT THE COMPLAINT, WITH APPROPRIATE INSTRUCTIONS, TO THE PROCUREMENT OFFICER WHO SHALL PROCEED UNDER THE PROVISIONS OF PARAGRAPH (C)(1) OF THIS SECTION. A DECISION OF THE REVIEWING AUTHORITY APPROVING, DISAPPROVING, OR MODIFYING THE DECISION OF A PROCUREMENT OFFICER IS THE FINAL ACTION OF THE PROCUREMENT AGENCY.

(E) THE DETERMINATION OF A COMPLAINT UNDER SUBSECTIONS (B) THROUGH (D) IS JUDICIALLY ENFORCEABLE IN THE APPROPRIATE COURT WHEN IT HAS BECOME FINAL AND IS NO LONGER SUBJECT TO JUDICIAL REVIEW.

(F) (1) A BIDDER OR OFFEROR, A PROSPECTIVE BIDDER OR OFFEROR, OR A CONTRACTOR MAY APPEAL THE FINAL ACTION OF A PROCUREMENT AGENCY TO THE APPEALS BOARD:

(I) WITHIN 10 DAYS AFTER NOTICE OF A FINAL ACTION AS TO A PROTEST REGARDING THE FORMATION OF A CONTRACT AND, IN WHICH CASE, THE APPEALS BOARD SHALL DECIDE THE CASE EXPEDITIOUSLY GIVING IT PRECEDENCE OVER OTHER MATTERS BEFORE THE APPEALS BOARD; AND

(II) WITHIN 30 DAYS AFTER RECEIVING NOTICE OF A FINAL ACTION RELATING TO A CONTRACT THAT HAS BEEN ENTERED INTO.