

(2) SUBPARAGRAPH (1)(II) OF THIS SUBSECTION DOES NOT APPLY TO COMPLAINTS RELATING TO REAL PROPERTY LEASES THAT HAVE BEEN ENTERED INTO.

(g) Subsections (a) through [(e)] (D) of this section [shall] DO not apply to disputes concerning the formation of contracts to procure architectural [and] SERVICES OR engineering services [made under Title 19]. Within [15] 10 days [of receipt of] AFTER RECEIVING notice of a recommendation by the Transportation Professional Services Selection Board or the General Professional Services Selection Board to the Board of Public Works to enter into an architectural [and] SERVICES OR engineering services [procurement] contract, a prospective offeror of architectural [and] SERVICES OR engineering services may appeal the recommendation to the Board of Public Works [which]. ON THE APPEAL, THE BOARD OF PUBLIC WORKS may: [only]

(1) approve the recommendation[,];

(2) disapprove the recommendation[,]; or

(3) remand the [recommendation] MATTER to the Transportation Professional Services Selection Board or the General Professional Services Selection Board for further consideration.

(H) A PROSPECTIVE BIDDER OR OFFEROR, A BIDDER OR OFFEROR, OR A CONTRACTOR SHALL EXHAUST THE ADMINISTRATIVE REMEDIES PROVIDED IN THIS SECTION AND § 11-138 BEFORE SEEKING JUDICIAL RELIEF.

(I) (1) THIS SUBSECTION APPLIES TO THE RESOLUTION OF DISPUTES RELATING TO CONSTRUCTION CONTRACTS THAT HAVE BEEN ENTERED INTO.

(2) WITHIN 30 DAYS OF THE FILING OF A NOTICE OF A CLAIM, THE CONTRACTOR SHALL SUBMIT TO THE PROCUREMENT AGENCY A WRITTEN EXPLANATION OF THE CLAIM CONTAINING:

(I) THE AMOUNT OF THE CLAIM;

(II) THE FACTS UPON WHICH THE CLAIM IS BASED;

AND

(III) ALL PERTINENT DATA AND CORRESPONDENCE THAT MAY SUBSTANTIATE THE CLAIM.

(3) THE CLAIM SHALL BE REVIEWED BY THE PROCUREMENT AGENCY HEAD OR, IF THE AGENCY IS A PART OF A PRINCIPAL DEPARTMENT OR AN EQUIVALENT UNIT OF STATE GOVERNMENT, BY THE SECRETARY OR THE EQUIVALENT OFFICIAL UNLESS REVIEW HAS BEEN DELEGATED TO THE AGENCY HEAD BY REGULATION.

(4) WITHIN 180 DAYS AFTER RECEIPT OF THE CLAIM, THE AGENCY HEAD, SECRETARY, OR EQUIVALENT OFFICIAL SHALL INVESTIGATE