

A public agency may not authorize or make any payments to a person under a contract containing a provision required by § [18-702] 12-402 of this subtitle unless the public agency is satisfied that the person has fully complied with the provision. Payments made to a person by a public agency which should not have been made as a result of this section shall be recoverable to the full extent of the contract by the Attorney General directly from the person who did not comply with § [18-702] 12-402 OF THIS SUBTITLE upon a suit filed in the circuit court of the county with law and equity jurisdiction in which the contract was executed or performed.

[18-704.] 12-404.

The provisions of this subtitle do not apply where they are in conflict with any federal grant or regulation affecting the contract or the head of the public agency determines, in writing, that:

(1) [The] THE cost is determined to be unreasonable (as provided in § [18-702] 12-402 OF THIS SUBTITLE);

(2) [Steel] STEEL products are not produced in the United States in sufficient quantities to meet the requirements of the contract; or

(3) [Purchase] PURCHASE of steel products, as defined, would be inconsistent with the public interest.

[18-705.] 12-405.

This subtitle may be cited as the "Buy American Steel" Act.

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 3-502 of the State Finance and Procurement Article of the Code be repealed.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - State Finance and Procurement

3-502. PURCHASE, LEASE, OR RENTAL.

(A) IN GENERAL.

CONSISTENT WITH DIVISION II OF THIS ARTICLE, THE SECRETARY SHALL APPROVE AND SUBMIT TO THE BOARD OF PUBLIC WORKS FOR CONCURRENCE:

(1) STANDARDS FOR PURCHASE BY THE DEPARTMENT OF GENERAL SERVICES OF MOTOR VEHICLES FOR STATE USE; AND