

(ii) Emergency repairs; or

(iii) Any contract or purchase made by a county for a community college under procedures authorized by the county charter or an act of the General Assembly.

(b) (1) The board of trustees, at least 2 weeks before bids are to be filed, shall advertise for bids in at least one newspaper published in the county.

(2) The board of trustees may name in the specifications and advertisements for bids the particular make, kind, or brand of article to be contracted for or purchased.

(c) (1) [The] EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, THE contract shall be awarded to the lowest responsible bidder, who conforms to the specifications, with consideration given to:

(i) The quantities involved;

(ii) The time required for delivery;

(iii) The purpose for which required;

(iv) The competence and responsibility of the bidder; and

(v) The ability of the bidder to perform the contract satisfactorily.

(2) The board of trustees may reject any and all bids and readvertise for other bids.

(D) (1) IN THIS SUBSECTION, THE TERMS "MINORITY BUSINESS ENTERPRISE" AND "MINORITY INDIVIDUAL" HAVE THE MEANING STATED IN §§ 11-148(A)(3) AND (4) OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) IN MONTGOMERY COUNTY, BY RESOLUTION AND BY IMPLEMENTING RULES AND REGULATIONS, THE BOARD OF TRUSTEES OF MONTGOMERY COMMUNITY COLLEGE SHALL ESTABLISH A MANDATORY MINORITY BUSINESS UTILIZATION PROGRAM TO FACILITATE THE PARTICIPATION OF RESPONSIBLE CERTIFIED MINORITY BUSINESS ENTERPRISES IN CONTRACTS AWARDED BY THE BOARD OF TRUSTEES OF MONTGOMERY COMMUNITY COLLEGE IN ACCORDANCE WITH COMPETITIVE BIDDING REQUIREMENTS.

[(d)] (E) A contract entered into or purchase made in violation of this section is void.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1987.