

competition and to procurement regulations, policies, and practices, for clarity.

In subsection (a)(6) of this section, the former phrase "to the fullest extent" is deleted as included in the word "maximum".

In subsection (b) of this section, the former phrase "in State procurement" is deleted as unnecessary in light of the references to the State throughout subsection (a) of this section.

In subsection (c) of this section, the reference to "grant agreement" is substituted for the former reference to "assistance instrument", for clarity. The substituted language is the more commonly used term, but no substantive change is intended by the substitution.

Defined terms: "Person" § 11-101  
 "Procurement" § 11-101  
 "Procurement contract" § 11-101

11-202. SCOPE OF DIVISION -- IN GENERAL.

EXCEPT AS OTHERWISE EXPRESSLY PROVIDED BY LAW, THIS DIVISION II APPLIES TO:

(1) EACH EXPENDITURE BY A UNIT UNDER A PROCUREMENT CONTRACT;

(2) EACH PROCUREMENT BY A UNIT ON BEHALF OF ANOTHER UNIT, GOVERNMENTAL AGENCY, OR OTHER ENTITY; AND

(3) EACH PROCUREMENT BY A UNIT, EVEN IF A RESULTING PROCUREMENT CONTRACT WILL INVOLVE NO EXPENDITURE BY THE STATE AND WILL PRODUCE REVENUE FOR THE STATE, FOR SERVICES THAT ARE TO BE PROVIDED FOR THE BENEFIT OF:

(I) STATE OFFICIALS, STATE EMPLOYEES, OR STUDENTS AT A STATE FACILITY, INCLUDING A SCHOOL, HOSPITAL, INSTITUTION, OR RECREATIONAL FACILITY;

(II) CLIENTS OR PATIENTS AT A STATE HOSPITAL OR STATE INSTITUTION;

(III) THE PUBLIC AT A STATE RECREATIONAL FACILITY; OR

(IV) THE PUBLIC AT A STATE TRANSPORTATION FACILITY OR STATE HIGHER EDUCATION FACILITY, UNLESS--EXEMPTED AS REQUIRED BY THE BOARD.