

provided in subsection (c)", makes clear that subsection (b)(1) of this section refers only to units subject to the limitation in subsection (b) of this section -- i.e., "units" as defined in § 11-101 of this article.

The Procurement Revision Review Committee notes, for consideration by the General Assembly, that subsection (c)(2) of this section is in apparent conflict with the general authority of the Board. See the revisor's note to § 12-203, which presents the same issue.

Former SF § 11-205(a)(1), which was standard introductory language to a definition provision, is deleted as unnecessary in light of the deletion of former § 11-205(a)(2) and (3). Former § 11-205(a)(2) and (3) defined, respectively, "Board" and "State agency" and are unnecessary in light of the definitions of "Board" and "unit" in § 11-101 of this article.

Defined terms: "Board" § 11-101
"Unit" § 11-101

12-205. MAXIMUM RENT.

(A) SCOPE OF SECTION.

THIS SECTION DOES NOT APPLY TO A LEASE ENTERED INTO ON OR BEFORE MAY 31, 1967, UNLESS THE LEASE IS RENEWED AFTER THAT DATE.

(B) FAIR MARKET VALUE.

AN APPROPRIATION MAY NOT BE OBLIGATED OR SPENT FOR THE LEASE OF A BUILDING OR PART OF A BUILDING IF:

~~(1) -- THE ANNUAL RENT EXCEEDS 15% OF THE FAIR MARKET VALUE OF THE LEASED PREMISES ON THE DATE OF THE LEASE; AND~~

~~(2) -- THE LEASED PREMISES ARE TO BE OCCUPIED BY THE STATE OR A UNIT OF THE STATE GOVERNMENT FOR A STATE PURPOSE; TO BE OCCUPIED BY THE STATE OR A UNIT OF THE STATE GOVERNMENT FOR A STATE PURPOSE AT AN ANNUAL RENT THAT EXCEEDS 15% OF THE FAIR MARKET VALUE OF THE LEASED PREMISES ON THE DATE OF THE LEASE.~~

REVISOR'S NOTE: This section is new language derived without substantive change from former SF §§ 11-203 and 11-204.

TITLE 13. SOURCE SELECTION -- STATE PROCUREMENT CONTRACTS.