

the former words "the department head", to conform to the language used throughout this Division II. The Procurement Revision Review Committee notes, for consideration by the General Assembly, that the substituted words, like the former law, are not limited to the head of the primary procurement unit that has jurisdiction over the procurement or, as is sometimes the practice, the head of the unit that entered into the procurement contract.

In subsection (e)(1)(i) of this section, the words "person responsible for the procurement contract" are substituted for the former words "appropriate authorities", for clarity and consistency with the language used throughout this Division II.

In subsection (e)(1)(ii) of this section, the reference to the fiscal authority "responsible for the unit" is substituted for the former reference to the "appropriate" fiscal authority, for clarity.

Defined terms: "Change order" § 13-201
 "Construction" § 11-101
 "Contract modification" § 13-201 "Person" § 11-101
 "Primary procurement units" § 11-101
 "Procurement contract" § 11-101 "Unit" § 11-101

13-219. SAME -- NONDISCRIMINATION CLAUSE.

(A) SCOPE OF SECTION.

THIS SECTION IS BROADLY APPLICABLE TO ALL PROCUREMENTS BY THE STATE.

(B) IN GENERAL.

EACH CONTRACT FOR PROCUREMENT SHALL INCLUDE A NONDISCRIMINATION CLAUSE AS PROVIDED IN THIS SECTION.

(C) CONTENT.

THE NONDISCRIMINATION CLAUSE SHALL:

(1) PROHIBIT DISCRIMINATION IN ANY MANNER BY THE CONTRACTOR AGAINST AN EMPLOYEE OR APPLICANT FOR EMPLOYMENT BECAUSE OF SEX, RACE, COLOR, CREED, OR NATIONAL ORIGIN;

(2) REQUIRE THE CONTRACTOR TO INCLUDE A SIMILAR CLAUSE IN EVERY SUBCONTRACT EXCEPT A SUBCONTRACT FOR STANDARD COMMERCIAL SUPPLIES OR RAW MATERIALS; AND