

IN AN APPEAL FROM A DECISION ABOUT A CONTRACT CLAIM, UNLESS BOTH PARTIES AGREE TO A LONGER PERIOD, THE APPEALS BOARD SHALL ISSUE ITS FINAL DECISION WITHIN 180 DAYS AFTER THE DAY ON WHICH:

- (1) ALL BRIEFS HAVE BEEN FILED; OR
- (2) IF LATER, THE RECORD HAS BEEN CLOSED.

REVISOR'S NOTE: Subsections (a), (b)(2), (c), (d), and (e) of this section are new language derived without substantive change from former SF § 11-138(c)(3) and (4) and § 11-137(f)(1)(i), as that item referred to deciding a protest "expeditiously".

Subsection (b)(1) of this section is new language added to state that which only was implied in the former law, i.e., that the Appeals Board may require briefs.

Defined terms: "Appeals Board" § 15-201
"Contract claim" § 15-215 "Person" § 11-101
"Protest" § 15-215 "Unit" § 11-101

15-222. INTEREST.

- (A) AWARD -- AUTHORIZED.

NOTWITHSTANDING ANY PROVISION OF A PROCUREMENT CONTRACT, THE APPEALS BOARD MAY AWARD INTEREST ON MONEY THAT THE APPEALS BOARD DETERMINES TO BE DUE TO THE CONTRACTOR UNDER A CONTRACT CLAIM.

- (B) SAME -- ACCRUAL.

(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, INTEREST MAY ACCRUE FROM A DAY THAT THE APPEALS BOARD DETERMINES TO BE FAIR AND REASONABLE AFTER HEARING ALL THE FACTS UNTIL THE DAY OF THE DECISION BY THE APPEALS BOARD.

(2) INTEREST MAY NOT ACCRUE BEFORE THE PROCUREMENT OFFICER RECEIVES A CONTRACT CLAIM FROM THE CONTRACTOR.

- (C) INTEREST ON DECISION.

(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN AWARD UNDER A DECISION BY THE APPEALS BOARD SHALL ACCRUE INTEREST UNTIL THE DAY ON WHICH THE AWARD IS PAID.

(2) IF AN AWARD IS REDUCED AS A RESULT OF A JUDICIAL REVIEW OF THE DECISION OF THE APPEALS BOARD, INTEREST SHALL BE PAID ONLY ON THE REDUCED AWARD.

- (D) RATE.