

Defined terms: "Board" § 11-101
"Person" § 11-101 "Public body" § 16-201

16-205. HEARING.

(A) CONDUCT OF HEARING.

IN ACCORDANCE WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE, THE BOARD SHALL CONDUCT A HEARING TO DETERMINE WHETHER A PERSON SHOULD BE DEBARRED UNDER THIS SUBTITLE.

(B) TIME FOR HEARING.

(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE BOARD SHALL CONDUCT A HEARING WITHIN 90 DAYS AFTER RECEIVING A REQUEST FOR A HEARING FROM:

(I) THE PERSON NOTIFIED UNDER § 16-204 OF THIS SUBTITLE; OR

(II) ANY PERSON WHO BELIEVES THAT THE PERSON MAY BE SUBJECT TO DEBARMENT.

(2) FOR GOOD CAUSE, THE BOARD MAY EXTEND THE TIME FOR A HEARING.

(C) INVESTIGATION BY ATTORNEY GENERAL.

THE ATTORNEY GENERAL SHALL:

(1) INVESTIGATE THE MATTERS TO BE DETERMINED BY THE BOARD IN A HEARING UNDER THIS SECTION; AND

(2) AS A PARTY TO THE PROCEEDINGS, PRESENT TO THE BOARD THE EVIDENCE THAT THE ATTORNEY GENERAL CONSIDERS APPROPRIATE.

(D) FACTORS.

IN MAKING A DETERMINATION, THE BOARD SHALL:

(1) CONSIDER ALL OF THE FACTS AND CIRCUMSTANCES RELEVANT TO THE ACT THAT CAUSED THE PERSON TO BE SUBJECT TO DEBARMENT INCLUDING:

(I) THE NATURE OF THE ACT;

(II) THE TIME IT OCCURRED;