

(III) WHETHER AND TO WHAT EXTENT THE PERSON COOPERATED WITH AUTHORITIES IN THEIR INVESTIGATION OF THE MATTER; AND

(IV) THE CONDITIONS UNDER WHICH THE PERSON COOPERATED;

(2) CONSIDER THE CONDUCT OF THE PERSON SINCE THE ACT OCCURRED; AND

(3) CONCLUDE WHETHER THE INTEGRITY OF THE CONTRACTING PROCESS AND THE BEST INTERESTS OF THE STATE WOULD BE SERVED BY DEBARRING THE PERSON FROM ENTERING INTO CONTRACTS WITH PUBLIC BODIES.

(E) NOTICE OF RESULTS.

ON MAKING ITS DETERMINATION, THE BOARD SHALL GIVE WRITTEN NOTICE TO THE PERSON SUBJECT TO DEBARMENT THAT THE PERSON:

(1) IS DEBARRED; OR

(2) IS NO LONGER SUBJECT TO DEBARMENT FOR THE ACTS THAT WERE THE SUBJECT OF THE HEARING AND DETERMINATION.

REVISOR'S NOTE: This section is new language derived without substantive change from former SF §§ 12-104 and 12-106.

In subsection (b)(2) of this section, the former reference to extension of the time for "determination" is deleted as surplusage, since no time limit is set for that purpose.

In subsection (d)(3) of this section, the defined term "public bod[ies]" is substituted for the former reference to "governmental entities within the State", since the Board may debar a person only with respect to public bodies.

Defined terms: "Board" § 11-101

"Person" § 11-101 "Public body" § 16-201

16-206. BUSINESSES EMPLOYING DEBARRED PERSONS.

(A) "BUSINESS" DEFINED.

IN THIS SECTION, "BUSINESS" MEANS AN INDIVIDUAL OR A CORPORATION, PARTNERSHIP, SOLE PROPRIETORSHIP, JOINT VENTURE, OR OTHER LEGAL ENTITY THROUGH WHICH COMMERCIAL ACTIVITY IS CONDUCTED.