

(1) IF THE CONVICTION THAT IS THE BASIS FOR A DEBARMENT IS REVERSED OR OTHERWISE RENDERED VOID, THE DEBARMENT TERMINATES AUTOMATICALLY.

(2) IN ANY OTHER CASE, AFTER A PERIOD OF 5 YEARS AFTER THE DATE OF DEBARMENT UNDER THIS SUBTITLE, THE PERSON DEBARRED MAY PETITION THE BOARD TO REMOVE THE DEBARMENT.

(B) TIME FOR HEARING.

(1) EXCEPT AS PROVIDED UNDER PARAGRAPH (2) OF THIS SUBSECTION, WITHIN 90 DAYS AFTER RECEIVING A PETITION UNDER SUBSECTION (A)(2) OF THIS SECTION, THE BOARD OR A HEARING EXAMINER APPOINTED BY THE BOARD SHALL CONDUCT A HEARING TO DETERMINE WHETHER THE DEBARMENT SHOULD BE REMOVED.

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

(C) DETERMINATION.

IN MAKING A DETERMINATION, THE BOARD SHALL:

(1) CONSIDER EACH FACTOR SET FORTH IN § 16-205(D)(1) AND (2) OF THIS SUBTITLE; AND

(2) CONCLUDE WHETHER THE INTEGRITY OF THE CONTRACTING PROCESS AND THE BEST INTERESTS OF THE STATE WOULD BE SERVED BY CONTINUING THE DEBARMENT.

(D) NOTICE OF RESULTS.

ON MAKING ITS DETERMINATION, THE BOARD SHALL GIVE WRITTEN NOTICE TO THE PETITIONER THAT THE DEBARMENT HAS BEEN REMOVED OR WILL CONTINUE.

REVISOR'S NOTE: This section is new language derived without substantive change from former SF § 12-105.

Defined terms: "Board" § 11-101

"Conviction" § 16-201 "Person" § 11-101

16-208. PROHIBITED CONTRACTS.

A PUBLIC BODY MAY NOT KNOWINGLY ENTER INTO A CONTRACT UNDER WHICH A PERSON DEBARRED UNDER THIS SUBTITLE WILL PROVIDE TO A PUBLIC BODY, DIRECTLY OR INDIRECTLY, SUPPLIES, SERVICES, ARCHITECTURAL SERVICES, ENGINEERING SERVICES, CONSTRUCTION RELATED SERVICES, SUPPLIES, SERVICES, LEASES OF REAL PROPERTY, OR CONSTRUCTION.