

(2) BEEN CONVICTED UNDER A STATE OR FEDERAL LAW OR STATUTE OF ANY OFFENSE ENUMERATED IN § 16-203; OR

(3) BEEN FOUND CIVILLY LIABLE UNDER A STATE OR FEDERAL ANTITRUST STATUTE AS PROVIDED IN § 16-203.

(B) THE AFFIDAVIT REQUIRED BY SUBSECTION (A) OF THIS SECTION SHALL ALSO CONTAIN THE PERSON'S AFFIRMATION THAT IT SHALL NOT KNOWINGLY ENTER INTO A CONTRACT WITH A PUBLIC BODY UNDER WHICH A PERSON OR BUSINESS DEBARRED OR SUSPENDED UNDER THIS SUBTITLE WILL PROVIDE, DIRECTLY OR INDIRECTLY, SUPPLIES, SERVICES, ARCHITECTURAL SERVICES, CONSTRUCTION RELATED SERVICES, LEASES OF REAL PROPERTY, OR CONSTRUCTION.

(C) THE REQUIREMENTS OF THIS SECTION ARE SATISFIED IF THE AFFIDAVIT:

(1) INCORPORATES BY REFERENCE THE STATEMENTS CONTAINED IN AN AFFIDAVIT FILED WITH THE SAME PUBLIC BODY WITHIN THE PREVIOUS YEAR PURSUANT TO THE REQUIREMENTS OF THIS SECTION; AND

(2) STATES THAT THOSE STATEMENTS REMAIN ACCURATE.

16-312.

(A) DEBARMENT PROCEEDINGS UNDER THIS SUBTITLE AGAINST A PERSON OR BUSINESS SUBJECT TO DEBARMENT UNDER THIS TITLE MAY BE INSTITUTED WITHIN 5 YEARS AFTER:

(1) A FINAL JUDGMENT IN A CIVIL OR CRIMINAL ACTION THAT CONSTITUTES A CAUSE FOR DEBARMENT;

(2) AN ADMISSION, IN WRITING OR UNDER OATH, OF AN ACT OR OMISSION THAT CONSTITUTES GROUNDS FOR A CRIMINAL CONVICTION OR CIVIL LIABILITY THAT MAY BE A CAUSE FOR DEBARMENT; OR

(3) THE OCCURRENCE OF ANY OTHER EVENT THAT CONSTITUTES A CAUSE FOR DEBARMENT.

(B) DEBARMENT PROCEEDINGS UNDER THIS SUBTITLE AGAINST A PERSON OR BUSINESS SUBJECT TO DEBARMENT UNDER THIS TITLE MAY BE INSTITUTED AFTER THE PERIOD SET FORTH IN SUBSECTION (A) OF THIS SECTION, ONLY IF SUCH PROCEEDINGS ARE BROUGHT WITHIN 1 YEAR OF THE TIME WHEN THE STATE DISCOVERED, OR BY THE EXERCISE OF ORDINARY DILIGENCE SHOULD HAVE DISCOVERED, THE GROUNDS FOR DEBARMENT UNDER THIS TITLE.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1989.

Approved May 19, 1989.