

(1995 Replacement Volume and 1998 Supplement)

BY adding to

Article - State Government

Section 15-505(d-1)

Annotated Code of Maryland

(1995 Replacement Volume and 1998 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article - State Finance and Procurement**

13-202.

(A) ~~DURING THE PROCUREMENT PROCESS AFTER A SOLICITATION IS ISSUED AND UNTIL A FINAL CONTRACT IS AWARDED~~ RECOMMENDATION IS MADE BY A PROCUREMENT OFFICER, A PROCUREMENT OFFICER MAY DISCLOSE TO A PERSON OUTSIDE THE EXECUTIVE DEPARTMENT ONLY:

(1) WHETHER A DECISION HAS BEEN MADE REGARDING A SOLICITATION; AND

(2) INFORMATION THAT IS AVAILABLE TO THE PUBLIC UNDER §§ 10-611 THROUGH 10-628 OF THE STATE GOVERNMENT ARTICLE.

(B) AFTER A SOLICITATION IS ISSUED, A PROCUREMENT OFFICER SHALL RECORD AND INCLUDE IN THE PROCUREMENT FILE THE FOLLOWING INFORMATION FROM AN INQUIRY FROM A SOURCE OUTSIDE THE AGENCY OR UNIT UNDERTAKING THE PROCUREMENT EXECUTIVE DEPARTMENT:

(1) THE DATE AND TIME OF THE INQUIRY;

(2) THE NAME AND AFFILIATION OF THE PERSON MAKING THE INQUIRY;  
AND

(3) THE SUBSTANCE AND NATURE OF THE INQUIRY.

(C) A PROCUREMENT OFFICER SHALL MAINTAIN A FILE ON EACH PROCUREMENT THAT INCLUDES:

(1) A RECORD OF ALL INQUIRIES FROM SOURCES OUTSIDE THE AGENCY OR UNIT UNDERTAKING THE PROCUREMENT REQUIRED TO BE RECORDED UNDER SUBSECTION (B) OF THIS SECTION;

(2) ALL WRITTEN SOLICITATIONS BY AN AGENCY OR UNIT;

(3) ALL OFFERS RECEIVED;

(4) ALL INTERNAL AND EXTERNAL CORRESPONDENCE AND COMMUNICATIONS REGARDING THE PROCUREMENT;