

distributes a catalogue to other State agencies that lists particular products available from State Use Industries at particular prices. Again, there is no "contract" in the sense that State agencies are obligated to buy any products. The General Assembly may wish to amend subsection (b)(1) of this section to reflect current practice.

In subsection (b)(3) of this section, the requirement that "State Use Industries" notify a contracting unit is added to state expressly that which was only implied in the former phrase "the contracting agency will be notified".

Former Art. 27, § 681C(a)(3)(i), which is revised in subsection (c)(1) of this section, authorized suspension of former Art. 27, § 681C(a), which is revised in § 3-511 of this subtitle and subsections (a) and (c) of this section. Subsection (c)(1) is revised to clarify that, under the circumstances specified in subsection (c)(1), the Board may suspend the requirement set forth in subsection (a) of this section that a unit of State government purchase goods and services from State Use Industries if those goods and services are available from State Use Industries at a price not exceeding the prevailing average market price. Subsection (c)(1) does not refer to § 3-511 and subsection (c)(2) of this section because these provisions are not relevant to the Board's suspension authority under subsection (c)(1).

Former Art. 27, § 681C(a)(3)(ii), which is revised in subsection (c)(2) of this section, authorized suspension of former Art. 27, § 681C(a)(2)(i), which is revised in subsection (a) of this section along with former Art. 27, § 681C(a)(2)(ii). Subsection (c)(2) is revised to clarify that, under the circumstances specified in subsection (c)(2), the Board may suspend the requirement set forth in subsection (a) of this section that a unit of State government purchase goods and services from State Use Industries if those goods and services are available from State Use Industries at a price not exceeding the prevailing average market price. This revision states expressly that which was only implied in the former law, *i.e.*, the requirements of former Art. 27, § 681C(a)(2)(ii) regarding the prevailing average market price cannot be separated from the requirement of former Art. 27, § 681C(a)(2)(i) regarding the purchase of goods and services from State Use Industries.

Defined term: "Contracting unit" § 3-501

3-516. SALES ON OPEN MARKET.

(A) IN GENERAL.

EXCEPT AS AUTHORIZED UNDER SUBSECTION (B) OF THIS SECTION, GOODS AND SERVICES OF STATE USE INDUSTRIES MAY NOT BE SOLD ON THE OPEN MARKET.

(B) EXCEPTIONS.

GOODS AND SERVICES OF STATE USE INDUSTRIES MAY BE SOLD ON THE OPEN MARKET: