

- (i) a certified copy of the payment bond; or
- (ii) for other security, a certified statement of the security.

(2) The person requesting certification shall pay a reasonable fee, set by the Comptroller or other officer required to issue the certification, to cover the costs of preparation.

(3) A certification under this section is prima facie evidence of the contents, execution, and delivery of payment security.

(D) (1) AN EXECUTORY CONTRACT BETWEEN A SUPPLIER AND A CONTRACTOR OR SUBCONTRACTOR THAT IS RELATED TO A CONSTRUCTION CONTRACT MAY NOT WAIVE OR REQUIRE THE SUPPLIER TO WAIVE THE RIGHT TO SUE ON PAYMENT SECURITY UNDER THIS SECTION.

(2) A PROVISION IN AN EXECUTORY CONTRACT BETWEEN A SUPPLIER AND A CONTRACTOR OR SUBCONTRACTOR THAT IS RELATED TO A CONSTRUCTION CONTRACT AND THAT CONDITIONS PAYMENT TO THE SUPPLIER ON RECEIPT OF PAYMENT BY THE PERSON FROM A PUBLIC BODY OR OTHER THIRD PARTY, MAY NOT ABROGATE OR WAIVE THE RIGHT OF THE SUPPLIER TO SUE ON PAYMENT SECURITY UNDER THIS SUBTITLE.

(3) A PROVISION OF A CONTRACT MADE IN VIOLATION OF THIS SUBSECTION IS VOID AS AGAINST THE PUBLIC POLICY OF THE STATE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2000.

Approved May 18, 2000.

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**CHAPTER 656**

**(House Bill 929)**

AN ACT concerning

**Vehicle Laws - Administrative Per Se Offenses - Issuance of Identification Card**

FOR the purpose of authorizing the Motor Vehicle Administration to issue an identification card to an applicant who has been issued a temporary license under a certain provision concerning administrative per se offenses; and generally relating to the issuance of an identification card by the Administration to an applicant who has a certain temporary license.

BY repealing and reenacting, with amendments,

Article - Transportation

Section 12-301

Annotated Code of Maryland