

CHAPTER 473

(House Bill 409)

AN ACT concerning

Procurement - University System of Maryland - Construction Contracts

FOR the purpose of expanding the list in the State procurement system provisions of law that apply to a procurement contract by the University System of Maryland to include provisions of law concerning retainage and prompt payment of subcontractors in procurement contracts for construction; and generally relating to certain State procurement system provisions of law applicable to the University System of Maryland.

BY repealing and reenacting, with amendments,

Article - State Finance and Procurement

Section 11-203(e)

Annotated Code of Maryland

(1995 Replacement Volume and 2000 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

11-203.

(e) (1) (i) In this subsection the following words have the meanings indicated.

(ii) "Board of Regents" means the Board of Regents of the University System of Maryland.

(iii) "University" means the University System of Maryland.

(2) Except as otherwise provided in this subsection, this Division II does not apply to the University System of Maryland.

(3) (i) A procurement by the University shall comply with the policies and procedures developed by the University and approved by the Board of Public Works and the Administrative, Executive, and Legislative Review Committee of the General Assembly in accordance with § 12-112 of the Education Article.

(ii) 1. Any contract for services or capital improvements with a value that exceeds \$500,000 shall require the review and approval of the Board of Public Works.

2. In its review of a contract for services or capital improvements with a value that exceeds \$500,000 the Board of Public Works may request the comments of the appropriate agencies, including the Department of Budget and Management and the Department of General Services.