

Procurement - Board of Contract Appeals - Jurisdiction over State Claims

FOR the purpose of authorizing an interested party to appeal a final action on a procurement contract claim made by a State agency to the State Board of Contract Appeals; altering the jurisdiction of the Appeals Board; clarifying that certain claims procedures for a procurement contract apply only to a claim by a contractor; establishing certain contract claims procedures for a State contract claim; requiring a State contract claim to include certain information; requiring the procurement officer to review a State contract claim; authorizing the procurement officer to request additional information or to discuss or negotiate a State contract claim with the State agency or the contractor; requiring the procurement officer to prepare a proposed decision on a State contract claim under certain circumstances; requiring a procurement officer to include certain information and the supporting rationale in a proposed decision; providing for review of a proposed decision by certain persons under certain circumstances; authorizing a reviewing authority to approve, disapprove, or modify a proposed decision; establishing that approval, disapproval, or modification of a proposed decision by the reviewing authority constitutes the final action of the State agency on the contract claim; authorizing a reviewing authority to remand with instructions a disapproved proposed decision to the procurement officer; authorizing the award of interest to a State agency under a procurement contract claim; and generally relating to the authority of the State Board of Contract Appeals over a procurement contract claim made by a State agency.

BY repealing and reenacting, without amendments,

Article - State Finance and Procurement

Section 15-201, 15-215(b), and 15-219

Annotated Code of Maryland

(2001 Replacement Volume and 2003 Supplement)

BY repealing and reenacting, with amendments,

Article - State Finance and Procurement

Section 15-211, 15-217(a), 15-218, 15-220(a), and 15-222(a) and (b)

Annotated Code of Maryland

(2001 Replacement Volume and 2003 Supplement)

BY adding to

Article - State Finance and Procurement

Section 15-219.1

Annotated Code of Maryland

(2001 Replacement Volume and 2003 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