

(2) UNLESS OTHERWISE PROVIDED BY REGULATION, THE PROCUREMENT OFFICER SHALL SUBMIT THE CONTRACT CLAIM AND PROPOSED DECISION TO:

(I) THE HEAD OF THE UNIT; AND

(II) THE HEAD OF THE PRINCIPAL DEPARTMENT OR OTHER EQUIVALENT UNIT OF WHICH THE UNIT IS A PART.

(3) (I) THE REVIEWING AUTHORITY SHALL APPROVE, MODIFY, OR DISAPPROVE THE PROPOSED DECISION.

(II) IN DISAPPROVING A PROPOSED DECISION, THE REVIEWING AUTHORITY MAY REMAND THE CONTRACT CLAIM WITH INSTRUCTIONS TO THE PROCUREMENT OFFICER.

(III) ON REMAND, THE PROCUREMENT OFFICER SHALL PROCEED AS REQUIRED UNDER THIS SUBSECTION AND IN ACCORDANCE WITH THE INSTRUCTIONS OF THE REVIEWING AUTHORITY.

(4) THE DECISION OF THE REVIEWING AUTHORITY IS THE FINAL ACTION OF THE UNIT.

15-220.

(a) Except for a contract claim related to a lease for real property, a bidder or offeror, a prospective bidder or offeror, A UNIT, or a contractor may appeal the final action of a unit to the Appeals Board.

15-222.

(a) Notwithstanding any provision of a procurement contract, the Appeals Board may award interest on money that the Appeals Board determines to be due to the UNIT OR THE contractor under a contract claim.

(b) (1) Subject to paragraph (2) of this subsection, interest may accrue from a day that the Appeals Board determines to be fair and reasonable after hearing all the facts until the day of the decision by the Appeals Board.

(2) Interest may not accrue before the procurement officer receives a contract claim from the UNIT OR THE contractor.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2004.

May 26, 2004

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
State House
Annapolis, MD 21401

Dear Mr. President: