

(B) (1) THIS SECTION APPLIES TO A SERVICE CONTRACT THAT:

(I) WILL IS SOLICITED BY THE COMMISSION AS A MANAGEMENT PLAN INTENDED TO ADVERSELY AFFECT A COMMISSION EMPLOYEE EMPLOYEES REPRESENTED BY A CERTIFIED REPRESENTATIVE; AND

(II) IN THE ESTIMATION OF THE COMMISSION PROCUREMENT OFFICER, WILL EXCEED AN ANNUAL COST OF ~~\$50,000~~ \$75,000 AS CALCULATED UNDER PARAGRAPH (2) OF THIS SUBSECTION.

(2) THE COMMISSION SHALL ADJUST THE ANNUAL COST ESTIMATION DESCRIBED IN PARAGRAPH (1)(II) OF THIS SUBSECTION TO THE NEAREST \$100 EVERY 2 YEARS, BEGINNING ON OCTOBER 1, 2007, TO REFLECT ANY AGGREGATE INCREASE IN THE CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS, FOR THE WASHINGTON-BALTIMORE METROPOLITAN AREA, OR ANY SUCCESSOR INDEX, FOR THE PREVIOUS 2 YEARS.

(3) THIS SECTION DOES NOT APPLY TO:

~~(I) A CONTRACT IN WHICH THE PRIMARY PURPOSE IS TO OBTAIN GOODS OR CONSTRUCTION SERVICES;~~

~~(II) A SERVICE THAT THE MONTGOMERY COUNTY OR PRINCE GEORGE'S COUNTY COUNCILS AUTHORIZE OR REQUIRE TO BE PROVIDED BY AN INDEPENDENT CONTRACTOR;~~

~~(III) A SERVICE PROVIDED BY A CONSULTANT; OR~~

~~(IV) A PROFESSIONAL SERVICE, UNLESS THE SERVICE IS PROVIDED BY BARGAINING UNIT EMPLOYEES WHEN THE CONTRACT IS SOLICITED.~~

(I) SOLICITATION OF A SERVICE CONTRACT AS PART OF A MANAGEMENT PLAN OR PROGRAM INTENDED TO AUGMENT BARGAINING UNIT WORK AND NOT FOR A PRESENT OR EVENTUAL PURPOSE OF ADVERSELY AFFECTING COMMISSION EMPLOYEES REPRESENTED BY THE CERTIFIED REPRESENTATIVE;

(II) SOLICITATION OF A SERVICE CONTRACT FOR WHICH THE PRIMARY PURPOSE IS TO OBTAIN GOODS OR CONSTRUCTION SERVICES;

(III) SOLICITATION OF A SERVICE CONTRACT THAT THE COMMISSION'S PURCHASING OFFICIALS REASONABLY BELIEVE AND EXPRESS IN