

work and payment therefor has not been made or that he is being sued on any such bond OR OTHER SECURITY, a certified copy of the bond, OF A CERTIFIED STATEMENT OF OTHER SECURITY PROVIDED, OR OF EVIDENCE OF ANY TRUST ACCOUNT ESTABLISHED which copy shall be prima facie evidence of the contents, execution, and delivery of the ~~original~~ BOND OR OTHER SECURITY, AS APPLICABLE. Applicants shall pay for such certified copies such reasonable fees as the State Comptroller or the aforesaid officer shall fix to cover the cost of preparation thereof.

SECTION 6. AND BE IT FURTHER ENACTED, That Section(s) 231M-2 of Article 41 - Governor - Executive and Administrative Departments, of the Annotated Code of Maryland be and it is hereby transferred, with amendments, to be Section(s) 3-502 of the new Article 21 - Procurement, of the Annotated Code of Maryland, to read as follows:

ARTICLE 21 - PROCUREMENT

[231M-2.] 3-502.

~~Notwithstanding any provisions of Section 8-614(e) of the Transportation Article or Section 9-113 of the Real Property Article} THIS SUBTITLE to the contrary, no~~ NO PROCUREMENT agency of the State [involved in purchasing goods and services, including construction and repair contracts,] may require bid, performance, and payment bonds to be posted if the contract price is less than \$25,000, unless such bonds are required by federal law or regulation or as a condition to federal assistance.

SECTION 7. AND BE IT FURTHER ENACTED, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

ARTICLE 21 - PROCUREMENT

3-503.

PERFORMANCE BONDS OR OTHER SECURITY MAY BE REQUIRED FOR ANY PROCUREMENT OF SUPPLIES AND SERVICES OVER \$25,000 IF THE CIRCUMSTANCES WARRANT, AS DETERMINED BY THE PROCUREMENT OFFICER.

3-504.

(A) EACH BIDDER OR OFFEROR SHALL GIVE A BID BOND IF THE CONTRACT PRICE IS ESTIMATED BY THE PROCUREMENT OFFICER TO EXCEED \$25,000. THE BID BOND SHALL BE PROVIDED BY A SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THIS STATE, OR THE EQUIVALENT IN CASH, OR IN A FORM SATISFACTORY TO THE PROCUREMENT OFFICER.