

1. with respect to the construction of an elementary or secondary school for which 75% or more of the money used for construction is State money; or

2.] with respect to the construction of any [other] public work for which 50% or more of the money used for construction is State money; and

(iv) notwithstanding paragraph (2)(ii) of this subsection, a political subdivision if its governing body:

1. provides by ordinance or resolution that the political subdivision is covered by this subtitle; and

2. gives written notice of that ordinance or resolution to the Commissioner.

(2) "Public body" does not include:

(i) a unit of the State government or instrumentality of the State funded wholly from a source other than the State; or

(ii) any political subdivision, agency, person, or entity[:

1. with respect to the construction of an elementary or secondary school for which less than 75% of the money used for construction is State money; or

2.] with respect to the construction of any [other] public work for which less than 50% of the money used for construction is State money.

(j) (1) Subject to paragraph (2) of this subsection, "public work" means a structure or work, including a bridge, building, ditch, road, alley, waterwork, or sewage disposal plant, that:

(i) is constructed for public use or benefit; or

(ii) is paid for wholly or partly by public money.

(2) "Public work" does not include[:

(i)] , unless let to contract, a structure or work whose construction is performed by a public service company under order of the Public Service Commission or other public authority regardless of:

[1.] (I) public supervision or direction; or

[2.] (II) payment wholly or partly from public money[: or

(ii) an elementary or secondary school if:

1. the school is not in a county covered under subsection (i)(1)(iv) of this section; and

2. the State provides less than 75% of the money for construction].