

SENATE BILL 106

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2002 Regular Session
2lr0021

(PRE-FILED)

By: **Chairman, Judicial Proceedings Committee (Departmental -
University System of Maryland)**

Requested: October 19, 2001

Introduced and read first time: January 9, 2002

Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: February 8, 2002

CHAPTER _____

1 AN ACT concerning

2 **Sovereign Immunity in Contract Actions - Employment Contracts -**
3 **~~University System of Maryland~~ Public Institutions of Higher Education**

4 FOR the purpose of requiring certain contract actions by certain employees of ~~the~~
5 ~~University System of Maryland~~ certain public institutions of higher education
6 against the State to be filed within a certain time; providing for the application
7 of this Act; and generally relating to the State's sovereign immunity in contract
8 actions.

9 BY repealing and reenacting, with amendments,
10 Article - State Government
11 Section 12-202
12 Annotated Code of Maryland
13 (1999 Replacement Volume and 2001 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article - State Government**

17 12-202.

18 (A) A claim under this subtitle is barred unless the claimant files suit within 1
19 year after the later of:

20 (1) the date on which the claim arose; or

1 (2) the completion of the contract that gives rise to the claim.

2 (B) NOTWITHSTANDING SUBSECTION (A) OF THIS SECTION, A CLAIM UNDER
3 THIS SUBTITLE THAT IS BASED UPON AN EMPLOYMENT CONTRACT FOR AN
4 EMPLOYEE AT THE UNIVERSITY SYSTEM OF MARYLAND, MORGAN STATE
5 UNIVERSITY, ST. MARY'S COLLEGE OF MARYLAND, OR BALTIMORE CITY COMMUNITY
6 COLLEGE IS BARRED UNLESS THE CLAIMANT FILES SUIT WITHIN ~~1 YEAR~~ 2 YEARS OF
7 THE DATE ON WHICH THE CLAIM AROSE.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply only
9 to claims arising on or after the effective date of this Act.

10 SECTION ~~2.~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take
11 effect October 1, 2002.