

ARCHITECTURALLY, ARCHEOLOGICALLY, HISTORICALLY, OR CULTURALLY SIGNIFICANT PROPERTIES, AND, OTHER THAN AS TO ARCHITECTURAL SERVICES, FOR PREPARING HISTORIC PRESERVATION PLANNING DOCUMENTS AND EDUCATIONAL MATERIAL;

(VIII) THE MARYLAND HIGHER EDUCATION SUPPLEMENTAL LOAN AUTHORITY, TO THE EXTENT THAT NO MONEYS OF THE STATE ARE TO BE EXPENDED ON A CONTRACT;

(IX) THE MARYLAND INDUSTRIAL TRAINING PROGRAM OF THE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT FOR TRAINING PROGRAMS FOR NEW OR EXPANDING BUSINESSES OR INDUSTRIES;

(X) THE BOARD OF TRUSTEES OF THE MARYLAND STATE RETIREMENT AND PENSION SYSTEMS AND THE STATE INVESTMENT AGENCY FOR SERVICES RELATED TO THE EXTERNAL MANAGEMENT OF THE INVESTMENT OF ASSETS OF THE RETIREMENT SYSTEMS; AND

(XI) THE MARYLAND FOOD CENTER AUTHORITY, TO THE EXTENT THE AUTHORITY IS EXEMPT UNDER TITLE 40 OF ARTICLE 41 OF THE CODE EXCEPT FOR THE MINORITY BUSINESS PARTICIPATION REQUIREMENTS SET FORTH IN § 11-148 OF THIS SUBTITLE;

(XII) MARYLAND PUBLIC BROADCASTING COMMISSION FOR ARTISTS' SERVICES FOR ALL EDUCATION AND CULTURAL TELEVISION PRODUCTIONS; AND

(XIII) PUBLIC INSTITUTIONS OF HIGHER EDUCATION FOR CULTURAL, ENTERTAINMENT, AND INTERCOLLEGIATE ATHLETIC CONTRACTS.

(2) PROCUREMENTS BY THE ENTITIES LISTED IN PARAGRAPH (1) OF THIS SUBSECTION SHALL BE MADE UNDER PROCEDURES THAT PROMOTE THE PURPOSES STATED IN § 11-102 OF THIS SUBTITLE, ~~AND TO THE EXTENT THAT CIRCUMSTANCES DO NOT REQUIRE OTHERWISE, CONFORM TO THE PROCEDURES REQUIRED FOR AGENCIES SUBJECT TO THIS SUBTITLE.~~

(G) THIS TITLE DIVISION 11 DOES NOT APPLY TO ANY PROCUREMENT OR CONTRACT TO THE EXTENT OF ANY CONFLICT WITH:

(1) A FEDERAL LAW, REGULATION, ASSISTANCE INSTRUMENT, OR OTHER FEDERAL REQUIREMENT GOVERNING THE PROCUREMENT OR CONTRACT; OR

(2) THE TERMS OF ANY GIFT AS DEFINED IN ARTICLE 1, § 22 OF THE CODE.

[Subtitle 3. Determinations.]

[11-301.] 11-104. DETERMINATIONS.

Every determination required by this ~~f~~-Division II [of this article]] ~~SUBTITLE~~ shall be in writing, [and] BE based upon written findings of the public official or employee making the