

- (I) THREATENED OR PENDING LITIGATION;
- (II) APPRAISAL OF REAL PROPERTY FOR ACQUISITION BY THE STATE; OR
- (III) COLLECTIVE BARGAINING.

(2) THIS SUBSECTION APPLIES ONLY TO A PROCUREMENT IN WHICH:

(I) A UNIT OBTAINS THE SERVICES OF A CONTRACTOR TO REPRESENT THE STATE; AND

(II) THE NATURE OF THE SERVICES TO BE PERFORMED REQUIRES CONFIDENTIALITY.

(3) THIS SUBSECTION DOES NOT APPLY IF THE UNIT REASONABLY CAN ANTICIPATE A CONTINUING NEED FOR A CONTRACTOR DESCRIBED IN PARAGRAPH (1)(II) OR (III) OF THIS SUBSECTION.

(C) PUBLIC NOTICE OF AWARD.

A UNIT SHALL PUBLISH IN THE MARYLAND REGISTER NOTICE OF A PROCUREMENT CONTRACT AWARDED UNDER THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former SF § 11-112.

Subsections (b)(2)(i) and (c) of this section are revised in the active voice to state affirmatively that a "unit" is responsible for the duties under these subsections. See revisor's note to § 13-103 of this subtitle.

In subsection (a)(1) of this section, the former reference to determining that "a competitive method cannot be used to award a contract" is deleted as surplusage.

Defined terms: "Procurement" § 11-101
"Procurement contract" § 11-101
"Procurement officer" § 11-101 "Services" § 11-101
"Unit" § 11-101

13-108. EMERGENCY PROCUREMENT; EXPEDITED PROCUREMENT.

(A) EMERGENCY PROCUREMENT.

(1) NOTWITHSTANDING--ANY--OTHER--PROVISION--OF--THIS DIVISION---IF EXCEPT AS PROVIDED IN § 11-205 ("FRAUD IN PROCUREMENT"), § 12-109 ("BOARD APPROVAL FOR DESIGNATED CONTRACTS"), TITLE 12, SUBTITLE 2 ("SUPERVISION OF CAPITAL