

EXPENDITURES AND REAL PROPERTY LEASES"), § 13-219 ("REQUIRED CLAUSES -- NONDISCRIMINATION CLAUSE"), § 13-221 ("DISCLOSURES TO THE SECRETARY OF STATE"), TITLE 16 ("DEBARMENT OF CONTRACTORS"), OR TITLE 17 OF THIS ARTICLE ("SPECIAL PROVISIONS -- STATE AND LOCAL SUBDIVISIONS"), WITH THE APPROVAL OF THE HEAD OF A UNIT, ITS PROCUREMENT OFFICER MAY MAKE AN EMERGENCY PROCUREMENT BY ANY METHOD THAT THE PROCUREMENT OFFICER CONSIDERS MOST APPROPRIATE TO AVOID OR MITIGATE SERIOUS DAMAGE TO PUBLIC HEALTH, SAFETY, OR WELFARE.

(2) THE PROCUREMENT OFFICER SHALL:

(I) TRY TO OBTAIN AS MUCH COMPETITION AS REASONABLY POSSIBLE; AND

(II) AFTER AWARDING THE PROCUREMENT CONTRACT, SUBMIT TO THE BOARD A WRITTEN REPORT THAT GIVES THE JUSTIFICATION FOR USE OF THE EMERGENCY PROCUREMENT PROCEDURE.

(B) EXPEDITED 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 EXPENDITURES AND REAL PROPERTY LEASES"), § 13-219 ("REQUIRED CLAUSES -- NONDISCRIMINATION CLAUSE"), § 13-221 ("DISCLOSURES TO THE SECRETARY OF STATE"), TITLE 16 ("DEBARMENT OF CONTRACTORS"), OR TITLE 17 OF THIS ARTICLE ("SPECIAL PROVISIONS -- STATE AND LOCAL SUBDIVISIONS"), WITH THE APPROVAL OF THE HEAD OF THE UNIT AND THE BOARD, THE UNIT MAY MAKE A PROCUREMENT ON AN EXPEDITED BASIS IF THE HEAD OF THE UNIT AND THE BOARD FIND THAT:

(I) URGENT CIRCUMSTANCES REQUIRE PROMPT ACTION;

(II) AN EXPEDITED PROCUREMENT BEST SERVES THE PUBLIC INTEREST; AND

(III) THE NEED FOR THE EXPEDITED PROCUREMENT OUTWEIGHS THE BENEFITS OF MAKING THE PROCUREMENT ON THE BASIS OF COMPETITIVE SEALED BIDS OR COMPETITIVE SEALED PROPOSALS.

(2) THE PROCUREMENT OFFICER SHALL ATTEMPT TO OBTAIN AS MUCH COMPETITION AS REASONABLY POSSIBLE.

(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 § 11-113.