FOR THE OTHER PERSON, A PERSON MAY NOT OFFER OR AGREE TO SOLICIT OR SECURE FOR ANY OTHER PERSON ANY CONTRACT FOR ARCHITECTURAL OR ENGINEERING SERVICES IF HIS FEE IS CONTINGENT ON OR RESULTS FROM THE MAKING OF A CONTRACT FOR THESE SERVICES.

(C)   ARCHITECTS   AND   ENGINEERS   PROHIBITED   FROM OFFERING CONTINGENT FEE.

AN   ARCHITECT,   ENGINEER,   CR   CORPORATION   OR PARTNERSHIP OF ARCHITECTS OR ENGINEERS MAY NOT OFFER TO PAY ANY FEE OR OTHER CONSIDERATION THAT IS CONTINGENT ON THE MAKING OF A CONTRACT FOR ARCHITECTURAL OR ENGINEERING SERVICES.

(D)   EMPLOYEE OF USING AUTHORITY PROHIBITED FROM SOLICITING CONTRACT ON CONTINGENT FEE BASIS.

AN EMPLOYEE OF A USING AUTHORITY MAY NOT SOLICIT OR SECURE OR OFFER TO SOLICIT OR SECURE A CONTRACT FOR ARCHITECTURAL OR ENGINEERING SERVICES FOR WHICH THE EMPLOYEE IS PAID OR IS TO BE PAID ANY FEE OR OTHER CONSIDERATION CONTINGENT ON THE MAKING OF THE CONTRACT BETWEEN THE USING AUTHORITY AND ANY OTHER PERSON.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 41, §231V.

In subsections (a) and (c) of this section, the term "engineer" is substituted for "professional engineer" to conform to the usage otherwise employed throughout this subtitle.

In subsection (b) of this section, the present reference to a "partnership or corporation" is deleted as unnecessary in light of the word "person", as defined in §231N of this subtitle. Also, for consistency, the term "architectural or engineering services" is substituted for "professional services".

In subsection (d) of this section, the word "employee" is substituted for "official" to clarify the existing law.

The second sentence of present Art. 41, §231V(a), which provides for termination of a contract and deduction of the cost for the illegal fee, is incorporated in the substance of §231CC of this subtitle.

The present references to persons who violate the provisions of this section as being "guilty of a felony" and subject to the penalties of §231DD of this subtitle are deleted as unnecessary; see §231DD.