

These same provisions of present Art. 41, §§ 231N et seq., as they relate to the General Professional Services Selection Board and the procurement of architectural and engineering services by other state agencies, are revised to conform with this subtitle and are retained in Article 41.

Present Art. 41, §231X, which provides that the subtitle does not affect the validity of contracts existing on July 1, 1974, is deleted as obsolete; in this regard, see, also, Section 12 of Ch. ____, Acts of 1977, to similar effect.

As to notices required by this subtitle, see, also, Order No. 6 of the Joint Standing Committee on Administrative, Executive and Legislative Review, September 26, 1975, which requires publication in the Maryland Register of these notices. (Vol. 2, Maryland Register, page 1364.)

Since the independence of the Transportation Professional Services Selection Board is critical to the exercise of its functions, the Board has been excepted by this revision from the provisions of §2-103(f) and (g) of this article, relating to the Secretary's authority to transfer functions and exercise the powers of units in the Department. A similar change relating to the General Board is made in Art. 41, §231C(f).

Several questions as to the intent and scope of certain provisions of this subtitle are noted in the appropriate revisor's notes. The Commission also feels that there are certain additional issues that deserve legislative attention and study. These can be summarized as follows:

(1) Should the term "architectural or engineering services" be defined?

(2) To what extent does the Board have jurisdiction over contracts that are under \$25,000 originally, but that are increased by supplemental agreements to an amount over that figure?

(3) If an original contract has been approved under this subtitle, does a supplemental agreement to that contract require Board review and recommendations? What if the supplemental agreement itself costs over \$25,000?

(4) To what extent is the source of funds to be considered? If funds for the project are provided by the federal government, must the contract undergo the Board review process? Suppose the State grants State money to a political subdivision that plans to use over \$25,000 of the money for architectural or engineering services: must the contract undergo Board review?