

making of a contract for architectural or engineering services.

(d) 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.

[231BB.] 9-215.

(a) (1) The rates of architects and engineers performing services for a using authority are subject to post audit.

(2) If the compensation is over \$25,000, all rates used in cost-plus-fixed-fee contracts shall be verified by post audit.

(b) On request, any State audit of an architect or engineer providing services for a using authority shall be made available to the procuring authority of any political subdivision of this State, if the procuring authority is considering the architect or engineer for services on a specific project.

[231CC.] 9-216.

(a) The Board of Public Works may terminate without liability a contract for architectural or engineering services and may deduct from the contract price or otherwise recover the full amount of any fee, commission, percentage, gift, or consideration paid in violation of this subtitle, if:

(1) There has been any conviction of a crime arising out of or in connection with the procurement of any work to be done or any payment to be made under the contract; or

(2) There has been any breach or violation of:

(i) Any provision of this subtitle; or

(ii) The contract provision against contingent fees required by § [231AA] 9-214(a) of this subtitle.

(b) If a contract is terminated under this section, the architect or engineer:

(1) May be paid only the earned value of the work done to the date of termination, plus termination costs;

(2) Shall refund all profits or fixed fees realized under the contract; and