

(2) REPORTED TO THE LEGISLATIVE POLICY COMMITTEE WITHIN 30 DAYS AFTER THE WAIVER OCCURS.

REVISOR'S NOTE: This section is new language derived without substantive change from former SF §§ 11-157(b) and 11-175(b).

In the introductory language of subsection (a)(1) of this section, the former phrase "in writing", which referred to the determination in connection with subsection (a)(1)(i) of this section, is deleted as unnecessary in light of § 11-207(1) of this article and as misleading in light of the absence of a similar express statement with respect to the determinations under subsection (a)(1)(ii) and (4) of this section.

Also in subsection (a)(1)(i) of this section, the word "or" is substituted for the former word "and", since it did not seem to be the intent to allow the waiver only if both architectural services "and" engineering services cannot be defined sufficiently to carry out the procedures in the referenced sections.

In subsection (a)(3) of this section, the former references to an "act of God" are deleted as included in the reference to "a natural disaster".

In subsection (a)(4)(i) of this section, the former references to "prompt action" are deleted as unnecessary since procurement on an expedited basis, in any event, requires prompt action.

The Procurement Revision Review Committee notes, for consideration by the General Assembly, that subsection (a)(3) of this section, which is carried over from former SF §§ 11-157(b)(1)(ii) and 11-175(b)(1)(ii), may be surplusage. That item requires a waiver after a natural disaster occurs in which public health and safety are endangered. This thought seems to be implicit in subsection (a)(2) of this section, which requires a waiver when the Governor declares an emergency. The General Assembly may wish to remedy this apparent redundancy by deleting subsection (a)(3) of this section.

Defined terms: "Architectural services" § 11-101  
"Engineering services" § 11-101  
"Selection Board" § 13-301

13-315. RECOMMENDATION TO BOARD OF PUBLIC WORKS.

(A) REQUIRED.