

The Correctional Services Article Review Committee notes, for consideration by the General Assembly, that the meaning of the term "engineering question" in subsection (a)(1) and (2) of this section is unclear. The General Assembly may wish to clarify the meaning of this term. See also § 10-103 of this subtitle and accompanying Revisor's Note.

The Correctional Services Article Review Committee also notes, for consideration by the General Assembly, that subsection (a)(3) of this section does not explicitly allow the Department to "disapprove" a design or service. The General Assembly may wish to fill this gap.

Defined terms: "Department" § 1-101
 "State correctional facility" § 10-101

10-103. SAME — SECRETARY.

A CONTRACT, PLAN, DESIGN, OR SPECIFICATION FOR CONSTRUCTION OF A STATE CORRECTIONAL FACILITY THAT INVOLVES AN ENGINEERING QUESTION IS SUBJECT TO THE APPROVAL OF THE SECRETARY.

REVISOR'S NOTE: This section formerly was Art. 41, § 4-104.1(a)(3).

The Correctional Services Article Review Committee notes, for consideration by the General Assembly, that the meaning of the term "engineering question" in this section is unclear. The General Assembly may wish to clarify the meaning of this term. See also § 10-102(a)(1) and (2) of this subtitle and accompanying Revisor's Note.

The only changes are in style.

Defined terms: "Secretary" § 1-101
 "State correctional facility" § 10-101

10-104. DEPARTMENTAL INSPECTIONS.

(A) INSPECTION AND EVALUATION.

THE DEPARTMENT SHALL:

(1) INSPECT AND APPROVE OR DISAPPROVE THE MATERIAL, EQUIPMENT, AND METHODS USED TO CONSTRUCT A STATE CORRECTIONAL FACILITY; AND

(2) INSPECT THE STATE CORRECTIONAL FACILITY DURING THE COURSE OF CONSTRUCTION.

(B) DUTIES — ARCHITECT OR ENGINEER.

THE DUTY OF THE DEPARTMENT UNDER THIS SECTION DOES NOT RELIEVE AN ARCHITECT OR ENGINEER OF A SUPERVISORY RESPONSIBILITY FOR WHICH THE ARCHITECT OR ENGINEER IS EMPLOYED.

REVISOR'S NOTE: This section formerly was Art. 41, § 4-104.1(d).