

pended for street construction, reconstruction and repairs, with preference to be given to such streets as connect up with State or County roads; provided, however, that the State Roads Commission may demand plans, specifications, or cost estimates from any incorporated town showing where and how each such town shall expend its allocation. If such plans, specifications and estimates of any towns are not satisfactory to the said State Roads Commission, the said Commission shall refuse to pay the said allotment to said town and such allotment shall be credited to Frederick County. All street construction and maintenance work shall be done under competent supervision and in accordance with the plans and specifications approved by the commission.

1933, ch. 425, sec. 7B.

15. The State Roads Commission shall have authority to rent or buy from the County Commissioners, or other duly constituted local authorities, such road equipment as may be mutually agreed upon, and to pay therefor a reasonable rental or purchase price. In the execution of the work incident to the construction, reconstruction and maintenance of county roads and municipal streets, there shall be charged to the funds allocated to the county, only the material, labor, direct supervision and compensation of the County Engineer or other local technical or supervising official, if any such official has been employed by the County prior to June 1, 1933. All overhead expenses and charges incident to general supervision and engineering service furnished by the State Roads Commission shall be paid from the maintenance funds derived from the taxes imposed by Sections 152 and 241 of Article 56 aforesaid. The State Roads Commission, in the execution of the construction, reconstruction, and maintenance of county roads and municipal streets shall purchase in the county or municipality concerned all materials and supplies which can be obtained in that county or municipality at prices comparable with the market elsewhere.

1933, ch. 425, sec. 7C.

16. In the execution of the work of construction, reconstruction and maintenance of county roads and municipal streets, the State Roads Commission shall first employ the personnel theretofore employed by the County Commissioners or other duly constituted public road or street authorities of the several counties and municipalities, provided, in the judgment of the State Roads Commission, such personnel can be effectively and economically employed; and in the event any employee shall be found by the Commission to be incompetent or inefficient or his employment not economically justified, then it shall be the right of the State Roads Commission, in its discretion, to discharge him. The State Roads Commission shall also have the right to employ replacement or additional personnel, in order to carry out the purposes of Sections 9, 15, 16, 17, 18 and 19, after giving due consideration to any recommendations made by the County Commissioners or other duly constituted road authorities, and to discharge such employees when incompetent, inefficient or when their employment is not economically justified.

Mandamus will not lie to compel Commission to place on payroll a person formerly employed by county on road work. *Hall v. State Roads Commission*, 171 Md. 449.