

5.617.

(g) IN ACCORDANCE WITH THE REGULATIONS TO BE ADOPTED BY THE TRUST UNDER SUBSECTION (F) OF THIS SECTION, THE [The] provisions of this section [do not apply] MAY BE APPLIED to any undertaking that is subject to § 106 of the National Historic Preservation Act.

5-618.

(a) In cooperation with the Trust and subject to available resources, each State unit shall:

(1) Establish a program to identify, document, and nominate to the Trust all properties owned or controlled by the unit that appear to qualify for inclusion in the Maryland Register of Historic Properties;

(2) Exercise caution to ensure that any property that is listed in or determined eligible for the Maryland Register of Historic Properties is not inadvertently transferred, sold, demolished, destroyed, substantially altered, or allowed to deteriorate significantly; and

(3) Prior to acquiring, constructing, or leasing a building for the purpose of carrying out the unit's responsibilities, use, to the extent prudent and practicable, any historic building under its control and available to the unit.

(b) Each State unit shall initiate measures to ensure that when, as a result of State action or financial assistance being provided by the unit, a historic property is to be substantially altered or destroyed, timely steps shall be taken to:

(1) Make appropriate investigations, records, or salvage; and

(2) Deposit the results of investigations, records, recovered objects, and materials with the Trust.

(c) Each State unit shall cooperate with the Trust by providing, when requested, notice of applications for permits, licenses, or financial assistance and by requiring, where appropriate, consultation with the Trust by an applicant, prior to final action by the unit on the request for a permit, license, or financial assistance.

(d) A State unit proposing to transfer surplus State-owned properties listed in or eligible for the Maryland Register of Historic Properties shall ensure that the proposed disposition provides for the preservation or enhancement of the property where prudent, practicable, and in the State's best interest.