

of the construction or reconstruction of a controlled or denied access highway.

9K. *Condemnation cases pending in the Courts on or after the effective date of this Act in which the State Roads Commission is the plaintiff, may, with the written approval of the Commission and the property owner, and with the consent of the Court having jurisdiction of same, be certified to the Board of Property Review for their determination, as above prescribed, and either party shall have the right to an appeal as above set forth* AND IN CASES WHERE THE COMMISSION IS IN THE PROCESS OF ACQUIRING RIGHTS OF WAY AND HAS COMMENCED NEGOTIATIONS WITH THE PROPERTY OWNERS UNDER METHODS OTHER THAN PRESCRIBED BY THIS ACT, THE COMMISSION SHALL, UNLESS REQUESTED TO DO SO SOONER BY THE PROPERTY OWNER, WITHIN SIXTY DAYS FROM THE EFFECTIVE DATE OF THIS ACT, IN ALL CASES WHERE THE COMMISSION AND THE PROPERTY OWNER ARE UNABLE TO AGREE, CERTIFY THE CASE TO THE SAID BOARD AND IT SHALL BE THE DUTY OF SAID BOARD TO HEAR AND DETERMINE THE CASE WITHIN FIVE MONTHS FROM THE DATE THE CASE IS SO CERTIFIED, AND EITHER PARTY SHALL HAVE THE RIGHT OF APPEAL AS ABOVE SET FORTH. THE VALUE OF THE LAND AND RIGHTS TO BE ACQUIRED IN THIS MATTER SHALL BE DETERMINED AS OF THE TIME THE CASE IS CERTIFIED TO THE SAID BOARD AND SO REMAIN UNTIL THE BOARD HAS HEARD AND DETERMINED THE CASE AND FOR THE APPEAL PERIOD THEREAFTER; HOWEVER, IF THERE HAS BEEN NO FINAL DETERMINATION AND A CONDEMNATION CASE NOT FILED WITHIN SAID SIX MONTH PERIOD THE VALUE OF THE PROPERTY SHALL NO LONGER REMAIN DETERMINED AS OF THE TIME OF CERTIFICATION BUT SHALL BE DETERMINED AS OF THE TIME OF ACQUISITION.

SEC. 2. *And be it further enacted, That if any sub-section, sub-division, paragraph, sentence or clause of this Act is held invalid or unconstitutional, such decision shall not affect the remaining portions of this Act; it being the legislative intent that this Act shall be considered severable.*

SEC. 3. *And be it further enacted, That this Act shall take effect on June 1, 1956.*

Approved March 2, 1956.

CHAPTER 60

(Senate Bill 114)

AN ACT to repeal and re-enact, with amendments, Section 31 of Article 31 of the Annotated Code of Maryland (1955 Supplement),

EXPLANATION: *Italics indicate new matter added to existing law.*

[Brackets] indicate matter stricken from existing law.

CAPITALS indicate amendments to bill.

~~Strike out~~ indicates matter stricken out of bill.