

(2) THE ECONOMIC PROVISIONS OF THE FINAL AGREEMENT ARE SUBJECT TO FUNDING BY THE MONTGOMERY COMMISSION.

(3) THE MONTGOMERY COMMISSION SHALL APPROPRIATE MONEY IN THE MONTGOMERY COMMISSION'S FINAL BUDGET FOR ALL ECONOMIC PROVISIONS OF THE FINAL AGREEMENT.

(4) THE PARTIES SHALL EXECUTE AN AGREEMENT THAT INCORPORATES THE FINAL AGREEMENT, INCLUDING ARBITRATION AWARDS AND ALL ISSUES AGREED TO UNDER THIS SECTION.

(G) COSTS OF ARBITRATOR'S SERVICES TO BE SHARED.

THE MONTGOMERY COMMISSION AND THE EMPLOYEE ORGANIZATION SHALL SHARE THE COSTS OF THE ARBITRATOR'S SERVICES EQUALLY.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 44A, § 2-106(1).

In subsection (b)(1) of this section, the former reference to "the course of" the collective bargaining is deleted as surplusage.

In subsection (b)(2) of this section, the clause "if they still have not agreed on a contract" is added for clarity. Similarly, in subsection (c)(1) of this section, the clause "if the parties have not agreed on a contract" is added.

Also in subsection (b)(2) of this section, the former reference to the mediator-arbitrator's "sole" discretion is deleted as surplusage.

In subsection (d)(1) of this section, the former reference to final offers "submitted by the parties" is deleted as surplusage.

The Housing and Community Development Article Review Committee notes, for consideration by the General Assembly, that subsection (f)(3) of this section requires the Montgomery Commission to appropriate money in the Montgomery Commission's final budget for all economic provisions of the final agreement. This requirement appears to be at odds with § 16-313(a) and (b) of this subtitle, which seem to give the Montgomery Commission flexibility in making the appropriation. Under § 16-313(a), the Montgomery Commission must include in its annual proposed budget adequate funding to carry out a collective bargaining agreement, and § 16-313(b)(1) seems to contemplate the possibility that the Montgomery Commission may not adequately fund the budget. According to § 16-313(b)(1), "[u]nless the Montgomery Commission's budget is funded adequately to carry out the terms of the collective bargaining agreement, the Montgomery Commission and the employee organization shall reopen the negotiated agreement and bargain about the provisions of the agreement not approved by the Montgomery Commission."

Defined term: "Montgomery Commission" § 16-101