

[SECTION 8. AND BE IT FURTHER ENACTED, That on or before June 30, 2003, Baltimore City shall transfer real property assets associated with the operations of the Baltimore City Public School System, part or all of which were funded by at least \$1 million in debt issued by Baltimore City after July 1, 1997, to the legal possession of the Baltimore City Board of School Commissioners. The remaining real property assets associated with the operations of the Baltimore City Public School System shall be transferred by Baltimore City to the legal possession of the Baltimore City Board of School Commissioners in approximately equal annual portions by June 30, 2009. Baltimore City shall bear the costs of the transfers by clear and merchantable title. By June 30, 2002, Baltimore City and the Baltimore City Public School System shall prepare a written plan to accomplish the property transfers. The plan may provide for the transfer of additional real property assets by June 30, 2003 if there is no Baltimore City debt outstanding for improvements or modifications to the real property assets. The written plan shall be submitted to the State Department of Education for its approval. Subject to § 2-1246 of the State Government Article, a copy of the written plan shall be submitted to the Senate Budget and Taxation Committee, the Senate Education, Health, and Environmental Affairs Committee, the House Appropriations Committee, and the House Ways and Means Committee.]

[SECTION 9. AND BE IT FURTHER ENACTED, That, notwithstanding §§ 4-114 and 4-115 of the Education Article as amended by Chapter 105 of the Acts of 1997, the Board of Public Works, for the period from July 1, 1997 through June 30, 2009, may approve State funding for capital improvements to public school buildings in Baltimore City on property held under a clear deed and title by either the Baltimore City Board of School Commissioners or the Mayor and City Council of Baltimore. However, State funds for the construction of new schools in Baltimore City may only be approved on sites with clear deed and title held by the Baltimore City Board of School Commissioners.]

SECTION 10. AND BE IT FURTHER ENACTED, That Baltimore City shall continue to work with the Baltimore City Public School System to eliminate environmental hazards within the school system and develop a memorandum of understanding to provide funding for the elimination of these environmental hazards [after the transfer of title of real property assets to the Baltimore City Public School System].

### **Article - Education**

4-114.

(a) All property granted, conveyed, devised, or bequeathed for the use of a particular public school or school system:

(1) Except as provided in subsection (c) of this section, shall be held in trust for the benefit of the school or school system by the appropriate county board OR, FOR REAL PROPERTY IN BALTIMORE CITY, BY THE MAYOR AND CITY COUNCIL OF BALTIMORE; and

(2) Is exempt from all State and local taxes.