

limiting] THAT PROHIBITS OR LIMITS the use of any of the water or land areas or any improvement or appurtenance thereto for any of the purposes listed in § 2-118 (b) of the Real Property Article.

(2) The restriction creates an incorporeal property interest in the water or land areas or the improvement or appurtenance thereto, so restricted, [which] THAT is enforceable in both law and equity in the same manner as an easement or servitude with respect to the water or land areas or the improvement or appurtenance thereto, if the restriction is executed in compliance with the requirements of the Real Property Article for the execution of deeds or the Estates and Trusts Article for the execution of wills.

8-411.

(A) (1) NOTWITHSTANDING THE REGULATORY AUTHORITIES THAT ARE PROVIDED BY THIS SUBTITLE, THE SECRETARY, IN THE PROCESS OF ADMINISTERING THE SCENIC AND WILD RIVERS PROGRAM, SHALL CONSIDER, PROTECT, AND ENSURE PROTECTION OF THE RIGHTS OF PROPERTY OWNERSHIP ~~THAT ARE GUARANTEED BY THE CONSTITUTION OF THE UNITED STATES AND THE CONSTITUTION OF MARYLAND.~~

(2) THE SECRETARY MAY NOT ADOPT ANY RULE OR REGULATION THAT WOULD CONSTITUTE A TAKING OF A RIGHT OF PROPERTY OWNERSHIP THAT VIOLATES THE CONSTITUTION OF THE UNITED STATES OR THE CONSTITUTION OF MARYLAND ~~WITHOUT THE CONSENT OF EACH AFFECTED PROPERTY OWNER.~~

(B) THE STATE MAY NOT PURCHASE--OR ACQUIRE BY EMINENT DOMAIN LAND IN THE SCENIC CORRIDOR OF THE WILD SEGMENT OF THE YOUGHIOGHENY RIVER ~~WITHOUT THE PRIOR CONSENT OF EACH AFFECTED PROPERTY OWNER WITHOUT FIRST PROVING THAT THE PURCHASE--OR ACQUISITION IS NECESSARY TO PRESERVE THE WILD SEGMENT OF THE YOUGHIOGHENY RIVER, AS PROVIDED IN THIS SUBTITLE.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1984.

Approved May 29, 1984.

CHAPTER 735

(Senate Bill 294)

AN ACT concerning

Maryland State Police - Suspensions and Demotions

FOR the purpose of repealing a certain provision which permits the Superintendent to suspend an employee for not more than