

for the unit and suggests that the General Assembly may wish to substitute the broader term "official".

Defined terms: "Department" § 5-101
 "Includes"; "including" § 1-101

~~5-310. -- CAPITAL PROGRAM.~~

~~THE DEPARTMENT OF STATE PLANNING SHALL PREPARE -- THE -- CAPITAL PROGRAM FOR THE STATE.~~

~~5-311.~~ 5-310. EXCESS REAL PROPERTY.

(A) IN GENERAL.

EACH UNIT OF THE STATE GOVERNMENT SHALL NOTIFY THE DEPARTMENT OF:

- (1) ANY REAL PROPERTY THAT IS IN EXCESS OF THE NEEDS OF THE UNIT; OR
- (2) ANY SUBSTANTIAL CHANGE TO ANY REAL PROPERTY OWNED BY THE STATE.

(B) DISPOSITION.

FOR ANY REAL PROPERTY IDENTIFIED UNDER SUBSECTION (A) OF THIS SECTION, THE DEPARTMENT SHALL:

- (1) STUDY THE PROPER DISPOSITION OF THE PROPERTY;
- (2) DETERMINE WHETHER ANY LOCAL GOVERNMENT OR UNIT OF THE STATE GOVERNMENT IS INTERESTED IN THE PROPERTY; AND
- (3) MAKE AN APPROPRIATE RECOMMENDATION TO THE USING UNIT OF THE STATE GOVERNMENT AND TO THE BOARD OF PUBLIC WORKS.

REVISOR'S NOTE: This section formerly appeared as Art. 88C, § 12.

The references to a "unit of the State government" are substituted for the former references to State agencies, for consistency with language used elsewhere in this article.

The only other changes are in style.

The Commission to Revise the Annotated Code points out to the General Assembly that the duty of a unit of the State government to notify the Department under subsection (a) of this section is not literally limited to property in the possession of the unit. The General Assembly may wish to add language expressing such a limitation.