

Trust to determine if the proposed capital project or projects will adversely affect any property listed in or eligible for the Maryland Register of Historic Properties.

(4) To the extent feasible, and as early in the planning process as possible, a State unit utilizing nonbudgeted funds for capital projects subject to the reporting requirements of [Article 88C, § 10(d) of the Code] § 5-309(C) OF THE STATE FINANCE AND PROCUREMENT ARTICLE, shall consult with the Trust to determine if the capital project will adversely affect any property listed in or eligible for the Maryland Register of Historic Properties.

DRAFTER'S NOTE: This corrects outdated cross-references in Article 41, § 5-307(a)(2) and (4).

Former Article 88C, § 10 became § 5-309 of the State Finance and Procurement Article in Ch. 11 of the Acts of the Regular Session of 1985.

The outdated cross-references were noted by the Michie Company.

5-308.

(a) In cooperation with the Trust and[,] subject to available resources, each State unit shall:

(1) Establish a program to identify, document, and nominate to the Trust all properties owned or controlled by the unit that appear to qualify for inclusion in the Maryland Register of Historic Properties;

(2) Exercise caution to ensure that any property that is listed in or determined eligible for the Maryland Register of Historic Properties is not inadvertently transferred, sold, demolished, destroyed, substantially altered, or allowed to deteriorate significantly; and

(3) Prior to acquiring, constructing, or leasing a building for the purpose of carrying out the unit's responsibilities, use, to the extent prudent and practicable, any historic building under its control and available to the unit.

DRAFTER'S NOTE: This deletes extraneous punctuation in Article 41, § 5-308(a).

The extraneous punctuation, a comma, was contained in Ch. 500 of the Acts of the Regular Session of 1985.

The extraneous punctuation was noted by the Michie Company.