

~~(e) A State unit may:~~

~~(1) Include the capital costs of preservation activities, excluding studies and surveys, undertaken pursuant to the requirements of this subtitle as eligible project costs in any undertaking of the unit or any undertaking with financial assistance provided by the unit.~~

~~(2) After consultation with the Trust, require reasonable conditions on any license, permit, or award of financial assistance for a proposed undertaking to avoid, mitigate, or satisfactorily reduce any significant adverse effect on a property listed in or determined eligible for the Maryland Register of Historic Properties.~~

~~(f) A State unit may seek guidance from the Advisory Council established under [§ 5-616] § 2-418 of this subtitle regarding conditions applicable to permits, licenses, and financial assistance authorized under subsection (e)(2) of this section.~~

~~(g) (1) The Trust shall adopt [rules and] regulations establishing professional standards, guidelines, and procedures for the preservation of historic properties owned, controlled, regulated, or assisted by a State unit.~~

~~(2) [These standards, guidelines, and procedures] THE REGULATIONS shall minimize the need for Trust review and avoid administrative duplication and time delays.~~

~~(h) In accordance with the regulations to be adopted by the Trust under subsection (g) of this section, the provisions of this section may be applied to any undertaking that is subject to § 106 of the National Historic Preservation Act.~~

~~§ 421.~~

~~(a) Failure by a State unit to comply with the provisions of [§§ 5-617 and 5-618] §§ 2-419 AND 2-420 of this subtitle does not create a private cause of action under the laws of this State.~~

~~(b) A person may appeal the reasonableness of any license or permit condition in accordance with the Administrative Procedure Act.~~

~~§ 422.~~

~~(a) [Any] A person may inspect, study, explore, photograph, measure, record, or otherwise use and enjoy a submerged archaeological historic property on submerged lands over which the State has sovereign control without being required to obtain a permit if the use or activity:~~

~~(1) Does not involve excavation, destruction, or substantive injury or disturbance of such historic property or its immediate environment;~~

~~(2) Does not endanger other persons or property; and~~

~~(3) Does not violate existing regulations or provisions of law.~~

~~(b) A person may not excavate, destroy, or substantively injure or disturb a submerged archaeological historic property on submerged lands over which the State~~