

(2) Unless the compensation is used only to improve or maintain the real property, the use of the real property under paragraph (1)(iii) of this subsection may not be contingent on the payment of compensation.

(3) Unless the compensation is used only to improve or maintain the real property, the real property under paragraph (1)(iii) of this subsection may not be granted a property tax credit if failure to pay compensation is a reason to deny admission to or use of the property.

(d) The governing body of Frederick County and of a municipal corporation in Frederick County may grant, by law, a property tax credit under this section against the county or municipal corporation property tax imposed on real property that is:

(1) leased to the Frederick County Board of County Commissioners or to the Frederick County Board of Education; and

(2) used exclusively for public school educational purposes.

(e) The governing body of Frederick County and of a municipal corporation in Frederick County may grant, by law, a property tax credit under this section against the county or municipal corporation property tax imposed on real property that is:

(1) leased to a nonprofit school; and

(2) used exclusively for primary or secondary educational purposes.

(f) A taxpayer may apply for a property tax credit under this section on or before October 1 of the taxable year.

(g) (1) IN THIS SUBSECTION, "AGRICULTURAL PRESERVATION LAND" MEANS:

(I) REAL PROPERTY SUBJECT TO AN EASEMENT OR OTHER INTEREST THAT IS PERMANENTLY CONVEYED OR ASSIGNED TO PRESERVE THE AGRICULTURAL USE OF THE REAL PROPERTY; OR

(II) REAL PROPERTY THAT THE GOVERNING BODY OF FREDERICK COUNTY HAS DESIGNATED AS BEING WITHIN AN AGRICULTURAL PRESERVATION DISTRICT.

(2) THE GOVERNING BODY OF FREDERICK COUNTY MAY GRANT, BY LAW, A PROPERTY TAX CREDIT OF UP TO 100% OF ANY COUNTY PROPERTY TAX IMPOSED ON AGRICULTURAL PRESERVATION LAND.

(3) THE GOVERNING BODY OF FREDERICK COUNTY MAY PROVIDE, BY LAW, FOR ANY PROCEDURAL OR ENFORCEMENT PROVISIONS NECESSARY OR ~~DESIRABLE~~ TO CARRY OUT THIS SUBSECTION.

(4) VALUATION AND ASSESSMENT OF AGRICULTURAL PRESERVATION LAND SHALL BE MADE IN THE SAME MANNER AS ANY OTHER REAL PROPERTY IN THE COUNTY.