

(ii) The maintenance or repair work is performed pursuant to a schedule preestablished with one or more marine contractors; and

(iii) The total cost of the maintenance or repair work is at least two times the reasonable current market cost of docking or storing the vessel.

(2) Time spent conducting sea trials shall be included when calculating the period of time a vessel is held for maintenance or repair under subsection (a)(3) of this section.

8-723.

(a) Any fee and other revenue the Department collects under authority of this subtitle, and any other available income, shall be deposited in the State Treasury and used exclusively for the administration, functions, and objectives of this subtitle. These funds are credited to the Department.

(b) The Department may use the funds credited to its accounts to purchase, rent, and operate any equipment necessary to accomplish the purposes of this subtitle, within budgetary limitations.

(c) Subject to available income, the Department may employ necessary personnel subject to the provisions of the State Personnel and Pensions Article.

(d) Within the limits of funds available, the Department may enter into any agreement with the federal government, any municipality or other political subdivision of the State, or any private agency to share the cost of any development, construction, or improvement of waterways or of facilities determined to have beneficial value to the boating public.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2004 July 1, 2005.

Approved May 26, 2004.

CHAPTER 461

(Senate Bill 490)

AN ACT concerning

Courts - Criminal Cases - State's Right of Appeal Release of Defendant Charged with Crime of Violence Pending Appeal by the State

FOR the purpose of ~~repealing a provision of law that requires that certain charges against a defendant be dismissed if a decision of a trial court excluding certain evidence is affirmed after an appeal by the State; repealing a provision of law that requires a defendant be released on personal recognizance bail pending the prosecution and determination of an appeal by the State from a decision of a trial court that excludes certain evidence offered by the State creating a certain exception to the provision of law that requires that a certain defendant be~~