

In subsection (c)(2) of this section, the power to "depose" is substituted for the former powers to "summon" a party and to take a statement in writing, for clarity.

Also in subsection (c)(2) of this section, the former alternative power to take statements "under oath" is deleted as unnecessary in light of the general power under § 4-106 of this subtitle.

In subsection (c)(3)(ii) of this section, the reference to the "Chief Mediator" is added in light of § 4-103 of this subtitle.

Former Art. 89, § 9, which set forth the powers of the Commissioner for purposes of an investigation conducted on failure of mediation or arbitration, is deleted as duplicative of § 4-106 of this subtitle.

As to the substitution of "Mediation Service" for the former references to "the Commissioner or his designee", the "Commissioner or a person officially connected with the Commissioner's office, deputized by the Commissioner in writing", and the "Commissioner, or the person deputized by him, as aforesaid", see the revisor's note to § 4-103 of this subtitle.

Defined terms: "Board" § 4-101

"Commissioner" § 4-101

"Mediation Service" § 4-101

4-109. DETERMINATION OF DISPUTE.

(A) IN GENERAL.

THE MEDIATION SERVICE OR A BOARD SHALL MAKE AND PUBLISH FINDINGS ABOUT A DISPUTE FOR SETTLEMENT OF THE DISPUTE.

(B) DECISION.

A DETERMINATION AND AWARD OF A BOARD IS FINAL AND BINDS THE DISPUTANTS.

REVISOR'S NOTE: This section is new language derived without substantive change from the second clause of the first sentence of former Art. 89, § 6, as that clause related to an award under this subtitle, and the third sentence of § 11, as that sentence related to findings.

As to the substitution of "Mediation Service" for the former reference to the "Commissioner", see the revisor's note to § 4-103 of this subtitle.

Defined terms: "Board" § 4-101

"Mediation Service" § 4-101