## HOUSE BILL 429

## P1, N1

By: Delegate Attar

Introduced and read first time: January 18, 2024 Assigned to: Environment and Transportation

## A BILL ENTITLED

1 AN ACT concerning

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## Maryland Historical Trust – Arbitration

- FOR the purpose of authorizing arbitration for disputes regarding certain applications for
  a certain permit, grant, tax credit, or authorization for a change or alteration of
  property subject to a certain historic easement; and generally relating to the
  Maryland Historical Trust.
- 7 BY repealing and reenacting, without amendments,
- 8 Article State Finance and Procurement
- 9 Section 5A–309 and 5A–310
- 10 Annotated Code of Maryland
- 11 (2021 Replacement Volume and 2023 Supplement)
- 12 BY adding to
- 13 Article State Finance and Procurement
- 14 Section 5A–321
- 15 Annotated Code of Maryland
- 16 (2021 Replacement Volume and 2023 Supplement)
- 17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, 18 That the Laws of Maryland read as follows:
- 18 That the Laws of Maryland read as follows:
- 19 Article State Finance and Procurement
- 20 5A–309.
- 21 (a) In this part the following words have the meanings indicated.
- 22 (b) "Board" means the Board of Trustees of the Maryland Historical Trust.
- 23 (c) "Trustee" means a member of the Board.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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1	5A–310.	
2	(a)	There is a Maryland Historical Trust.
$\frac{3}{4}$	(b) has perpetu	(1) The Trust is an instrumentality of the State, is a body corporate, and al existence.
$5 \\ 6$	Trust end.	(2) The General Assembly may terminate the Trust if the purposes of the
7	5A-321.	
8	(A)	IN THIS SECTION, "APPLICATION" MEANS AN APPLICATION:
9 10	AND	(1) FOR A PERMIT, GRANT, OR TAX CREDIT UNDER THIS SUBTITLE;
$\frac{11}{12}$	CHANGE O	(2) MADE IN ACCORDANCE WITH § 5A–326 OF THIS SUBTITLE FOR A R ALTERATION OF A PROPERTY SUBJECT TO A HISTORIC EASEMENT.
$13 \\ 14 \\ 15$		IF THERE IS AN UNRESOLVED DISPUTE OVER AN APPLICATION THAT IS DER THIS SUBTITLE, AND FOR WHICH APPROVAL FROM THE TRUST IS , EITHER PARTY MAY REQUEST ARBITRATION.
$\frac{16}{17}$	(C) MUTUALLY	(1) IF A PARTY REQUESTS ARBITRATION, THE PARTIES SHALL SELECT AN ARBITRATOR.
18 19 20		(2) IF THE PARTIES ARE UNABLE TO AGREE ON AN ARBITRATOR, AN OR SHALL BE SELECTED THROUGH THE AMERICAN ARBITRATION TON IN ACCORDANCE WITH ITS PROCEDURES.
21 22	THE ARBIT	(3) THE ARBITRATOR SHALL ASSESS ALL FEES THAT RESULT FROM RATION EQUALLY BETWEEN THE PARTIES.
$\frac{23}{24}$	(D) PARTIES.	(1) A DECISION OF THE ARBITRATOR IS FINAL AND BINDING ON ALL
25 $26$	THE MARY	(2) EITHER PARTY MAY APPEAL A DECISION UNDER THIS SECTION TO LAND STATE BOARD OF CONTRACT APPEALS.
27 $28$	SECT 1, 2024.	FION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July

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