

HB1302/223398/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1302
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after the second “to” insert “certain”; and in line 14, strike “on loan to the museum”.

AMENDMENT NO. 2

On page 2, in line 18, strike “ADDRESS”.

On page 3, in line 22, after “MUSEUM” insert “WITHIN 1 YEAR”.

On page 5, in line 4, after “(1)” insert “THIS SUBSECTION APPLIES ONLY TO PROPERTY THAT IS DOCUMENTED AS LOANED TO A MUSEUM ON OR AFTER OCTOBER 1, 2019.”

(2);

after line 7, insert:

“(3) AT THE TIME A MUSEUM TAKES POSSESSION OF ANY PROPERTY OBTAINED BY A PERMANENT LOAN OR A LOAN WITHOUT AN EFFECTIVE EXPIRATION DATE, THE MUSEUM SHALL DISCLOSE TO THE LENDER OR DESIGNATED AGENT OF THE LENDER THAT THE MUSEUM MAY TERMINATE THE LOAN AND OBTAIN CLEAR AND UNRESTRICTED TITLE TO THE PROPERTY IF THE LENDER FAILS TO RESPOND:

(i) WITHIN 60 DAYS TO NOTICE GIVEN BY CERTIFIED MAIL;

OR

(Over)

(ii) WITHIN 30 DAYS TO NOTICE GIVEN BY PUBLICATION IN A NEWSPAPER OF GENERAL CIRCULATION.;

in lines 8 and 17, strike “(2)” and “(3)”, respectively, and substitute “(4)” and “(5)”, respectively; in line 9, strike “(1)” and substitute “(2)”; and in line 23, strike “7” and substitute “20”.

On page 6, in line 15, after “NOTICE” insert “IN ACCORDANCE WITH § 17-403 OF THIS SUBTITLE”; and in line 27, strike “A” and substitute “AN UNCONDITIONAL”.

On pages 6 and 7, strike in their entirety the lines beginning with line 33 on page 6 through line 6 on page 7, inclusive, and substitute:

“(A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, A MUSEUM MAY APPLY CONSERVATION MEASURES TO:

(1) PROPERTY ON LOAN TO THE MUSEUM WITHOUT RECEIVING THE LENDER’S PERMISSION OR GIVING THE LENDER FORMAL NOTICE, UNLESS THERE IS AN AGREEMENT OTHERWISE BETWEEN THE MUSEUM AND THE LENDER;

(2) UNDOCUMENTED PROPERTY; OR

(3) AN UNSOLICITED DONATION.

(B) A MUSEUM MAY APPLY CONSERVATION MEASURES TO PROPERTY SPECIFIED UNDER SUBSECTION (A) OF THIS SECTION ONLY IF:

(1) ACTION IS REQUIRED TO PROTECT THE PROPERTY FROM IRREPARABLE HARM; OR

**(2) THE PROPERTY IS A HAZARD TO THE HEALTH AND SAFETY OF
THE PUBLIC OR THE MUSEUM STAFF.**

On page 7, in line 7, strike “**(B)**” and substitute “**(C)**”.