

of an agreement described in § 266G (c) of this subheading, to provide for the operation and maintenance of the building or buildings and an adequate depreciation account.

(c) *The ordinance or resolution may provide that the lessee shall covenant and agree properly to operate and maintain the industrial building or buildings during the time any bonds issued to finance the industrial building or buildings are outstanding. Any such agreement to maintain shall include a specific undertaking by the lessee to make all equipment replacements and repairs necessary to insure that the security for the industrial bonds shall not be impaired.*

266H.

(a) If a surplus is accumulated in the operating and maintenance funds, *if any*, equal to the cost of maintaining and operating the industrial building or buildings during the remainder of the calendar, operating or fiscal year, and during the succeeding like year, any excess over such amount may be transferred at any time by the legislative body of the municipality or county to the depreciation account, to be used for improvements, extensions, or additions to the building or buildings.

(b) The funds accumulating to the depreciation account, *if any*, shall be expended in balancing depreciation in the industrial building or buildings or in making new constructions, extensions or additions thereto. Any such accumulations may be invested as the legislative body of the municipality or county may designate, and if invested, the income from such investment shall be carried into the depreciation account.

(c) Upon liquidation of the project or the conveyance of the property under the terms of this subheading, all funds remaining in the depreciation account, *if any*, or other surplus funds accruing to the project shall revert to the general funds of the municipality or county.

SEC. 2. *And be it further enacted*, That this Act is hereby declared to be an emergency law, necessary for the immediate preservation of public health and safety and, having been passed by a ye and nay vote supported by three-fifths of the members elected to each of the two houses of the General Assembly of Maryland, the same shall take effect from the date of its passage.

Approved February 18, 1965.

CHAPTER 6

(Senate Bill 3)

AN ACT to repeal and re-enact, with amendments, Section 61 of Article 17 of the Annotated Code of Maryland (1964 Supplement), title "Clerks of Courts," subtitle "Clerks of Circuit Courts and Superior Court of Baltimore City," and to add new Section 62A to the said Article and subtitle of the Code (1957 Edition), to follow immediately after Section 62 thereof, to change the ap-