

WHEREAS, In the second sentence in subsection (f) of §8-211, added in the Real Property Article by Chapter 414, Acts of 1975, "rebuttal" should be "rebuttable".

Chapter 479, Acts of 1976, adds a new Title 8A in the Real Property Article. Subsection (a) of §8A-101 begins "in this subtitle". The word "subtitle" should be "Title".

In the last sentence in subsection (b) of §9-103 in the Real Property Article, enacted by Chapter 349, Acts of 1976, the word "or" between "otherwise" and "entitled" should be deleted.

Chapter 348, Acts of 1976, eliminated "or bylaws," (including the comma) following "declaration" in the first sentence in subsection (a) of §11-108 in the Real Property Article. The comma really should not have been eliminated; now, therefore,

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Sections 8-211(f), 8A-101(a), 9-103(b), and 11-108(a) of Article - Real Property, of the Annotated Code of Maryland (1974 Volume and 1976 Supplement) be and they are hereby repealed and reenacted, with amendments, to read as follows:

Article - Real Property

8-211.

(f) This section does not provide a remedy for the landlord's failure to repair and eliminate minor defects or, in those locations governed by such codes, housing code violations of a nondangerous nature. There is a [rebuttal] REBUTTABLE presumption that the following conditions, when they do not present a serious and substantial threat to the life, health and safety of the occupants, are not covered by this section:

(1) Any defect which merely reduces the aesthetic value of the leased premises, such as the lack of fresh paint, rugs, carpets, paneling or other decorative amenities; or

(2) Small cracks in the walls, floors or ceilings; or

(3) The absence of linoleum or tile upon the floors, provided that they are otherwise safe and structurally sound; or

(4) The absence of air conditioning.

8A-101.

(a) In this [subtitle] TITLE the following words