

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 266-O and 266W of Article 41 of the Annotated Code of Maryland (1965 Replacement Volume), title "Governor—Executive and Administrative Departments", subtitle "Department of Economic Development", subheading "Maryland Industrial Development Financing Authority Act", be and they are hereby repealed and re-enacted, with amendments, and to read as follows:

266-O.

As used in this subtitle the following words and terms have the following meanings and unless the context indicates another or different meaning or intent:

(1) "Cost of Project" means the aggregate costs incurred after the approval of a loan determined by the Authority to be reasonably necessary to the construction, acquisition, rehabilitation, or improvement of a project, including, without intending thereby to limit the generality of such costs: the cost of acquiring real property therefor; the cost of constructing or reconstructing buildings and improvements thereon, including, to the extent such costs are not borne by the municipality, county, or other taxing district within which the project is located, the cost of constructing means of access to and from such project; the cost of constructing extensions to the project site of existing utility systems if such costs are customarily borne by the consumer; insurance premiums, financing charges, interest costs, commitment fees, and other similar charges and fees incurred prior to or during the period of construction, rehabilitation, or improvement; any fees or charges imposed by the Authority in respect to an application for a mortgage loan; the cost of preparing project specifications, surveys, estimates, applications, and other documents; and all such other costs, charges, fees, and expenses, including labor costs, overhead costs, the costs of materials and supplies, and engineering and legal expenses, as may be reasonably incident to the construction, acquisition, rehabilitation, or improvement of the project; furthermore, the term "cost of project" includes the cost of any machinery or equipment to be used by the project occupant in its industrial or manufacturing operations or any expenses related to the installation, replacement, or rehabilitation thereof [, not to exceed twenty per centum (20%) of the total cost of project].

(2) "Federal agency" means the United States of America, the President of the United States of America, and any department of, or corporation, agency or instrumentality heretofore or hereafter created, designated or established by, the United States of America.

(3) "Industrial project" means (i) a new industrial or manufacturing plant for the construction of which a mortgage loan guarantee is sought from the Authority; or (ii) a former industrial or manufacturing plant for the acquisition, rehabilitation, or improvement of which a mortgage loan is sought from the Authority; or (iii) buildings used primarily for storage or transshipment of manufactured goods; or (iv) buildings to be used for research and development for the discovery and perfection of new processes and products. However, "industrial project" shall not be deemed to include a mercantile or service establishment.