

(1) DIRECT THE SELLER TO SELL AND ASSIGN THE EQUIPMENT TO A BANK OR TRUST COMPANY AUTHORIZED TO DO BUSINESS IN THIS STATE OR TO THE UNITED STATES DEPARTMENT OF TRANSPORTATION, AS TRUSTEE, LESSOR, OR SELLER, FOR THE BENEFIT AND SECURITY OF THE EQUIPMENT TRUST CERTIFICATES;

(2) DIRECT THE TRUSTEE TO DELIVER THE TRANSIT FACILITIES AND EQUIPMENT TO ONE OR MORE DESIGNATED AGENTS OF THE DEPARTMENT; AND

(3) AUTHORIZE THE TRUSTEE SIMULTANEOUSLY WITH THE DELIVERY TO EXECUTE AND DELIVER A LEASE OF THE TRANSIT FACILITIES OR EQUIPMENT TO THE DEPARTMENT.

(E) ACKNOWLEDGMENT OF AGREEMENTS, LEASES, AND EQUIPMENT TRUST CERTIFICATES.

THE AGREEMENTS AND LEASES SHALL BE ACKNOWLEDGED IN THE FORM REQUIRED FOR THE ACKNOWLEDGMENT OF DEEDS. THE AGREEMENTS, LEASES, AND EQUIPMENT TRUST CERTIFICATES SHALL BE AUTHORIZED BY THE SECRETARY AND CONTAIN THE COVENANTS, CONDITIONS, AND PROVISIONS THAT THE SECRETARY CONSIDERS NECESSARY OR APPROPRIATE TO INSURE THE PAYMENT OF THE EQUIPMENT TRUST CERTIFICATES FROM THE REVENUES DERIVED FROM THE OPERATION OF THE TRANSIT SYSTEM AND OTHER FUNDS.

(F) COVENANTS AND CONDITIONS NOT TO CONFLICT.

THE COVENANTS, CONDITIONS, AND PROVISIONS OF THE AGREEMENTS, LEASES, AND EQUIPMENT TRUST CERTIFICATES MAY NOT CONFLICT WITH ANY TRUST AGREEMENT SECURING THE PAYMENT OF BONDS OR OTHER OBLIGATIONS OF THE DEPARTMENT THEN OUTSTANDING AND MAY NOT CONFLICT WITH THE RIGHTS OF THE HOLDERS OF ANY OTHER BONDS OR OBLIGATIONS.

REVISOR'S NOTE: This section presently appears as Art. 64B, §23.

Throughout this section, the term "Department" or "Secretary" is substituted for present references to the Administration and the former Metropolitan Transit Authority. This change is required by former Art. 94A, §3—decodified as Section 1 of Ch. 608, Acts of 1976—which transferred all powers relating to the "borrowing of money" and "incurring of indebtedness" from the former Metropolitan Transit Authority to the Department (or, as to revenue bond financing, the Maryland Transportation Authority).

In subsection (a) of this section, references to the "rental" of facilities or equipment are added to conform to the like references in subsection (c).