

In subsection (d) of this section, the present reference to any "successor" of the United States Department of Transportation is deleted as unnecessary.

In subsection (e) of this section, the phrase "before a person authorized by law to take acknowledgments of deeds" is deleted as unnecessary in light of Art. 18 of the Code, dealing with acknowledgments generally, and §4-204 of the Real Property Article, dealing with the acknowledgment of deeds, in particular.

The only other changes are in style.

The Commission notes that former Art. 64B, §24—repealed by Ch. 608, Acts of 1976—provided generally that "the bonds or other evidences of indebtedness issued under {former Art. 64B}, their transfer and the income therefrom...shall be free at all times from all...taxation." It is unclear whether that provision ever was intended to apply to the transactions contemplated by this section. To date, this section has not been utilized by either the Administration or Department; before it is utilized, consideration should be given as to whether and to what extent the transactions ought to be tax exempt.

SUBTITLE 4. PURCHASE ACQUISITION AND CONSTRUCTION OF TRANSIT FACILITIES.

7-401. CONDEMNATION ACQUISITION OF PROPERTY.

(A) CONDEMNATION OF PROPERTY LOCATED IN DISTRICT.

IN CONNECTION WITH ANY MATTER UNDER ITS JURISDICTION, THE ADMINISTRATION MAY ACQUIRE BY CONDEMNATION ANY PROPERTY LOCATED IN THE DISTRICT.

(B) ACQUISITION OF PROPERTY OF PRIVATE CARRIER PRIVATE TRANSIT FACILITIES.

THE ADMINISTRATION MAY PURCHASE THE CAPITAL STOCK OF A PRIVATE CARRIER OR ACQUIRE BY PURCHASE, LEASE, OR CONDEMNATION ANY PROPERTY OF A PRIVATE CARRIER USED OR USEFUL IN RENDERING TRANSIT SERVICE, INCLUDING ANY ROLLING STOCK, SHOPS, GARAGES, TERMINALS, AND OTHER ASSETS, PROPERTY, OR FACILITIES.

(C) MANNER OF CONDEMNATION.

ANY CONDEMNATION OF REAL OR PERSONAL PROPERTY UNDER THIS SECTION SHALL BE INSTITUTED AND MAINTAINED IN THE