

that act, unlike the present reference in §39, refers in 42 U.S.C. §4601(5) to "any individual, partnership, corporation, or association".

The only other changes are in style.

As to subsection (b) of this section, see, also, Title 12, Subtitle 2 of the Real Property Article, "Relocation and Assistance".

As to subsection (c) of this section, see, also, 42 U.S.C. §§4631 through 4633.

#### 7-405. RELOCATION OF PUBLIC FACILITY.

##### (A) RELOCATION REQUIRED.

NOTWITHSTANDING §7-404 OF THIS SUBTITLE ON RELOCATION PROGRAM AND PAYMENTS, ANY HIGHWAY, OTHER PUBLIC FACILITY, OR FACILITY OF A PUBLIC UTILITY COMPANY DISLOCATED BY ACTION OF THE ADMINISTRATION SHALL BE RELOCATED IF THE FACILITY IS DEVOTED TO PUBLIC USE.

##### (B) ADMINISTRATION TO PAY RELOCATION COSTS.

IF A SUBSTITUTE FACILITY IS NECESSARY, THE ADMINISTRATION SHALL PAY THE REASONABLE NONBETTERMENT COST OF RELOCATION.

REVISOR'S NOTE: This section presently appears as Art. 64B, §40.

In subsection (a) of this section, the more simple phrase "by action of the Administration"—which conforms to the similar language in §7-404 of this subtitle—is substituted for "by reason of a project deemed necessary...to effectuate the authorized purposes of" this title. No substantive change is intended since, in any event, the taking or dislocation would have to comply with the standards and other provisions of this title and applicable State law.

Also in subsection (a), the present cross-reference to present Art. 64B, §32 (now §7-506, relating to hearings) is corrected to refer to §7-404 of this subtitle (present Art. 64B, §39). Clearly the present cross-reference is erroneous, since the provisions of this section and §7-506 are wholly unrelated. Although the legislative history of this act was unavailing of clues to the intended reference, the revised reference to §7-404 is dictated by both logic and by the similar provisions of and like cross-reference in the Washington Metropolitan Area Transit