

8-217. CONFLICTS OF INTEREST PROHIBITED.

A MEMBER OF THE COMMISSION MAY NOT HAVE ANY FINANCIAL INTEREST IN ANY CONTRACT MADE FOR WORK, MATERIAL, OR OTHERWISE IN CONNECTION WITH ANY OF THE ACTIVITIES OF THE ADMINISTRATION.

REVISOR'S NOTE: This section is new language derived from the eighth sentence of Art. 89B, §3(a).

The section is expanded to prohibit interests in transactions of the "Administration", generally, and not just the Commission, since the Administration now performs the construction and maintenance functions formerly performed by the Commission. It also is expanded to apply also to contracts for things other than work or materials, e.g., loans.

The only other changes are in style.

As to different approaches taken to guard against conflicts in other units of the Department, see §§ 2-304 and 6-212 of this article and compare with this section.

8-218. POWERS AND DUTIES OF COMMISSION.

(A) IN GENERAL.

THE COMMISSION HAS THE POWERS AND DUTIES:

(1) THAT ARE VESTED IN IT BY ARTICLE III, §40B OF THE STATE CONSTITUTION, SUBJECT TO AND IN ACCORDANCE WITH THE PROVISIONS OF SUBTITLE 3, PARTS III AND IV OF THIS TITLE; AND

(2) THAT OTHERWISE ARE VESTED IN IT BY LAW OR DELEGATED TO IT BY THE ADMINISTRATOR OR THE SECRETARY.

(B) "QUICK-TAKE" CONDEMNATION EXCLUSIVE IN COMMISSION.

ONLY THE COMMISSION MAY EXERCISE THE CONDEMNATION POWERS AND DUTIES VESTED IN IT BY ARTICLE III, §40B OF THE STATE CONSTITUTION.

REVISOR'S NOTE: This section is new language derived from numerous references in present Art. 89B (see, e.g., present Art. 89B, §§3(b) and 7(b)) to the Constitutional "quick-take" authority, which is exclusively in the Commission.

Subsection (a)(2) is added to recognize expressly the other powers and duties that from time to time might be vested in it by law