

COMMISSIONERS MAY APPEAL IN ACCORDANCE WITH TITLE 8, SUBTITLE 4 OF THIS ARTICLE AND CHAPTER 1100, SUBTITLE B OF THE MARYLAND RULES.

(D) APPROVAL OR REFUSAL OF ARTICLES.

(1) AFTER THE TIME FOR APPEAL OF THE ORDER EXPIRES OR ON FINAL DETERMINATION OF ANY APPEAL TAKEN, THE BOARD OF COMMISSIONERS SHALL ENDORSE AND DATE EACH COPY OF THE ARTICLES "APPROVED" OR "REFUSED".

(2) IF THE BOARD OF COMMISSIONERS APPROVES THE ARTICLES, IT SHALL:

(I) RETURN ONE OF THE ENDORSED, ~~EXECUTED~~ COPIES OF THE ARTICLES TO THE CHAIRMAN OF THE INCORPORATORS; AND

(II) KEEP ONE OF THE ENDORSED, ~~CONFORMED~~ COPY COPIES.

(3) IF THE BOARD OF COMMISSIONERS REFUSES THE ARTICLES, THE BOARD SHALL RETURN ONE OF THE ENDORSED, ~~EXECUTED COPIES OF THE~~ ARTICLES TO THE CHAIRMAN OF THE INCORPORATORS WITH A WRITTEN STATEMENT OF ITS REASONS FOR REFUSAL.

REVISOR'S NOTE: This section presently appears as CA §§ 6-208(d), (e), and (f), 6-209(a), and 6-210(a).

Action under this section is governed also by the Administrative Procedure Act, which requires the Board of Commissioners to give written findings of fact with any order refusing an application.

In subsection (a) of this section, the word "proposed" is added for clarity, and the word "bylaws" is added as an accepted practice of the Board of Commissioners. See § 9-205 of this subtitle.

As to subsection (c) of this section, § 8-405 of this article relies on Maryland Rule B4 as to the time for filing an appeal. The reference in this subsection to the Maryland Rules is added for clarity.

In subsection (d) of this section, the phrase "or on final determination of any appeal taken" is added to make clear that the action of the Board of Commissioners necessarily follows any appeal.

The only other changes are in style.

"Board of Commissioners" is defined in § 9-101 of this title.