

OFFICE OF THE FIRST MEMBER OF THE BOARD OF THE AUTHORITY FROM THE INCOMING MUNICIPALITY. ARTICLES OF WITHDRAWAL AND ARTICLES OF JOINDER SHALL BE FILED WITH THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION, WHICH SHALL RECEIVE THE ARTICLES AND ENDORSE ON THEM THE DATE AND TIME OF RECEIPT. WHEN THE DEPARTMENT OF ASSESSMENTS AND TAXATION ISSUES A CERTIFICATE OF APPROVAL, THE ARTICLES OF WITHDRAWAL OR ARTICLES OF JOINDER SHALL BECOME EFFECTIVE, BE IN FULL FORCE AND EFFECT, AND BE CONCLUSIVELY DEEMED TO HAVE BEEN LAWFULLY AND PROPERLY ADOPTED.

REVISOR'S NOTE: This section formerly appeared as Article 43, § 448.

In subsection (b) of this section, "State Department of Assessments and Taxation" is substituted for "State Tax Commission" in light of Article 41, § 318 of the Code.

Also in subsection (b) of this section, the former references to the State Department of Assessments and Taxation reviewing and recording the articles of withdrawal or articles of joinder are deleted as unnecessary in light of CA §§ 1-201 and 1-202.

The only other changes are in style.

9-905. POWERS OF AUTHORITY TO BE EXERCISED BY BOARD.

THE POWERS OF EACH AUTHORITY SHALL BE EXERCISED BY A BOARD COMPOSED AS FOLLOWS:

(1) IF THE AUTHORITY IS INCORPORATED BY A SINGLE MUNICIPALITY, THE BOARD SHALL BE COMPOSED OF THE MEMBERS OF THE GOVERNING BODY OF THE MUNICIPALITY CREATING THE AUTHORITY OR SHALL BE COMPOSED OF 5 CITIZENS OF THE MUNICIPALITY, AS THE GOVERNING BODY OF THE MUNICIPALITY SHALL DETERMINE. IF THE GOVERNING BODY OF THE MUNICIPALITY CREATING THE AUTHORITY DETERMINES THAT THE BOARD SHALL BE COMPOSED OF THE MEMBERS OF THAT GOVERNING BODY, THE TERMS OF OFFICE OF THE MEMBERS OF THE BOARD SHALL COINCIDE WITH THEIR TERMS OF OFFICE AS MEMBERS OF THE GOVERNING BODY AND ANY MEMBER OF THE GOVERNING BODY SHALL AUTOMATICALLY BE A MEMBER OF THE BOARD AND SHALL CEASE TO BE A MEMBER OF THE BOARD ON CEASING TO BE A MEMBER OF THE GOVERNING BODY. IF THE GOVERNING BODY OF THE MUNICIPALITY CREATING THE AUTHORITY DETERMINES THAT THE BOARD SHALL CONSIST OF 5 CITIZENS, THE GOVERNING BODY OF THE MUNICIPALITY SHALL APPOINT THE MEMBERS OF THE BOARD, WHOSE TERMS OF OFFICE SHALL COMMENCE ON THE DATE OF APPOINTMENT, AND 1 OF WHOM SHALL SERVE FOR 1 YEAR, 1 FOR 2 YEARS, 1 FOR 3 YEARS, 1 FOR 4 YEARS, AND 1 FOR 5 YEARS FROM THE JANUARY 1 NEXT FOLLOWING THE DATE OF INCORPORATION. THEREAFTER, THE GOVERNING BODY SHALL, AT A MEETING HELD NOT LATER THAN 1 MONTH PRIOR TO JANUARY 1 IN EACH YEAR IN WHICH