

REVISOR'S NOTE: This section is new language derived without substantive change from the first clause of the introductory language of former Art. 44A, § 1-203(a).

The defined term "political subdivision" is substituted for the former reference to "local jurisdiction" to conform to the terminology used throughout this article.

Defined term: "Political subdivision" § 12-101

12-202. ENABLING LEGISLATION.

SECTIONS 12-203 THROUGH 12-206 OF THIS SUBTITLE ARE ONLY ENABLING LEGISLATION ALLOWING A POLITICAL SUBDIVISION TO AUTHORIZE AN AUTHORITY TO OPERATE IN THE POLITICAL SUBDIVISION.

REVISOR'S NOTE: This section is new language derived without substantive change from the second sentence of former Art. 44A, § 1-501(e).

The defined term "political subdivision" is substituted for the former reference to "local jurisdictio[n]" to conform to the terminology used throughout this article.

Defined terms: "Authority" § 12-101
"Political subdivision" § 12-101

12-203. CODE AUTHORITIES.

A CODE AUTHORITY MAY NOT DO BUSINESS OR EXERCISE ITS POWERS UNLESS:

(1) ITS ARTICLES OF ORGANIZATION HAVE BEEN RECOMMENDED IN WRITING BY THE CHIEF ELECTED OFFICIAL, ADOPTED BY A RESOLUTION OR ORDINANCE OF THE LEGISLATIVE BODY, AND FILED WITH THE SECRETARY OF STATE; AND

(2) THE SECRETARY OF STATE HAS ISSUED A CERTIFICATE OF ORGANIZATION TO THE CODE AUTHORITY.

REVISOR'S NOTE: This section is new language derived without substantive change from the second clause of the introductory language of former Art. 44A, § 1-203(a) through (a)(3).

In the introductory language of this section, the defined term "code authority" is substituted for the former reference to "any authority not activated prior to July 1, 1990" for brevity and to conform to the terminology used throughout this Division II.

In item (1) of this section, the former phrase "in accordance with this section" is deleted as surplusage.

Defined terms: "Authority" § 12-101
"Chief elected official" § 12-101
"Code authority" § 12-101
"Legislative body" § 12-101