

THE LISTING OF POWERS IN THIS SECTION DOES NOT IMPLY THAT THE EXERCISE OF THOSE POWERS BY THE BALTIMORE AUTHORITY BEFORE JULY 1, 1990, WAS UNAUTHORIZED.

(D) POWER OF BALTIMORE AUTHORITY NOT LIMITED BY § 12-402.

THE POWER OF THE BALTIMORE AUTHORITY TO RENT HOUSING TO PERSONS OF ELIGIBLE INCOME IS NOT LIMITED BY § 12-402 OF THIS ARTICLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 44A, § 3-102(c), (k), the second sentence of (b), and the first sentence of (j).

In subsection (a) of this section, the former authorization of the Baltimore Authority to "exercise all or any part or combination of such powers to provide for housing or housing projects for persons of eligible income" is deleted as surplusage.

In subsection (a)(2) of this section, the reference to the ability of the Baltimore Authority to make rent subsidy payments to "or for" persons of eligible income is added to clarify that the payments may be made to third parties, such as landlords, on behalf of persons of eligible income.

In subsection (b) of this section, the former reference to the power of the Baltimore Authority "[w]ithin its area of operation: to exercise each of the powers enumerated from time to time in § 1-302(a) of this article" is deleted as surplusage.

In subsection (c) of this section, the reference to "July 1, 1990", which is the date this section became effective, is substituted for the former reference to "the effective date hereof" for clarity.

The Housing and Community Development Article Review Committee notes, for consideration by the General Assembly, that in subsection (b) of this section, the former reference to the ability of the Housing Authority of Baltimore City "to exercise each of the powers enumerated from time to time in § 1-302(a) of this article" and the former reference "[f]or the purposes of § 1-302(a)(4) of this article", which modified the maximum percentage of housing project residents with incomes above the levels for persons of eligible income, are deleted as meaningless. Former Art. 44A, § 1-302(a) — now revised at § 12-503(a) of this article — applies only to an authority that is authorized under articles of organization. The Housing Authority of Baltimore City has not adopted articles of organization.

Former Art. 44A, § 3-102(d), which authorized the Baltimore Authority to exercise its powers even if to do so would displace or limit economic competition, and which specified that this title did not grant powers in a substantive area not granted to the Authority by other law, restrict the Baltimore Authority from exercising other powers, authorize the Baltimore Authority or its officers to engage in an activity that is beyond their power, or preempt or supersede the regulatory authority of a State unit, is deleted