

(2) ADOPT BYLAWS TO REGULATE THE AFFAIRS OF THE AUTHORITY AND CONDUCT THE BUSINESS OF THE AUTHORITY;

(3) HAVE, USE, ALTER, OR ABANDON A CORPORATE SEAL;

(4) SUE, BE SUED, COMPLAIN, AND DEFEND IN ALL COURTS;

(5) MAINTAIN AN OFFICE AT ANY PLACE THAT THE AUTHORITY DETERMINES; AND

(6) MANAGE THE PROPERTIES AND BUSINESS OF THE AUTHORITY.

REVISOR'S NOTE: This section is new language derived without substantive change from former HE § 9-906(b)(2), (3), (4), and (6) and the first clause of the second sentence of § 9-905(2)(iii).

In item (3) of this section, the words "use" and "abandon" are added to conform to the general powers of a State corporation in CA § 2-103(3).

Also in item (3) of this section, "corporate seal" is substituted for the former reference to "official seal", for clarity.

In item (4) of this section, the reference to "complain, and defend in all courts" is new language added to conform to the general powers of a State corporation in CA § 2-103(3).

The second clause of the second sentence of former HE § 9-905(2)(iii) -- which provided the power to prescribe, amend, and repeal certain bylaws, rules, and regulations -- is deleted as unnecessary in light of item (2) of this section.

9-918. DUPLICATION OF POWERS AND COMPETITION WITH EXISTING UTILITIES OR AUTHORITIES; SPECIFICATION OF PROJECTS AND POWERS; CREATION OF ADDITIONAL AUTHORITIES.

(A) DUPLICATION OF OR COMPETITION WITH EXISTING UTILITIES.

AN AUTHORITY MAY NOT USE ANY OF ITS POWERS UNDER THIS SUBTITLE TO CONSTRUCT, IMPROVE, MAINTAIN, OR OPERATE A PROJECT THAT IN ANY WAY DUPLICATES OR COMPETES WITH AN EXISTING PUBLIC OR PRIVATE UTILITY THAT SERVES SUBSTANTIALLY THE SAME PURPOSES.

(B) SPECIFICATION OF PROJECTS AND POWERS.

(1) BY LAW, THE GOVERNING BODIES OF THE MEMBER POLITICAL SUBDIVISIONS MAY LIMIT THE PROJECTS THAT THE AUTHORITY MAY BEGIN. IF A LIMITATION IS MADE, THE AUTHORITY MAY NOT BEGIN A PROJECT THAT IS NOT AUTHORIZED.