

(I) THE DWELLING IS IN A HOMEOWNERS' ASSOCIATION WHERE THE DWELLING HAS A DECLARATION OF COVENANTS OR RESTRICTIVE COVENANTS THAT MAY BE ENFORCED BY AN ASSOCIATION OF MEMBERS;

(II) THE GOVERNING BODY OF THE COUNTY CONSULTS WITH THE HOMEOWNERS' ASSOCIATION; AND

(III) THE GOVERNING BODY OF THE COUNTY DETERMINES THAT THE HOMEOWNERS' ASSOCIATION PROVIDES SERVICES THAT WOULD OTHERWISE BE THE RESPONSIBILITY OF THE COUNTY.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 81, § 9C(e) and the first sentence of (a)(1), as that sentence related to Baltimore County property tax credits.

In the introductory language of subsections (a) and (b) of this section, the defined term "governing body" is substituted for the former term "County Council", for clarity. Similarly, in subsection (b)(9)(i) of this section, the defined term "governing body" is substituted for the former reference to "local tax authority", for clarity.

As to subsection (a) of this section, former Art. 81, § 9C(e)(1), (2), and (6), which referred to mandatory county and municipal corporation property tax, and former Art. 81, § 9C(e)(11), which referred only to mandatory county property tax, are revised as applying only to county property tax since there are no municipal corporations in Baltimore County.

In the introductory language of subsection (a)(2) and (4) of this section, the former words "real and tangible personal" are deleted as included in the defined term "property". As to intangible personal property see the General Revisor's Note to this title.

In subsections (a)(2)(iii) and (b)(6)(i) of this section, the word "only" is substituted for the former word "exclusive", for clarity and consistency. Therefore, in subsection (a)(4)(ii) of this section, the former phrase "devoted to" is deleted as unnecessary in light of the phrase "used only".

In subsection (a)(4)(ii) of this section, the former words "rental fee" and "fee" are deleted as unnecessary in light of the use of the word "compensation".

In the introductory language of subsection (b) of this section, the defined term "law" is substituted for the