

~~LOAN TO ANY OTHER LENDER SO LONG AS THE LINKED DEPOSIT IS IN EFFECT. THE LENDER MUST ALSO AGREE NOT TO CHARGE THE ELIGIBLE BUSINESS MORE THAN A TOTAL OF 1 PERCENT OF THE PRINCIPAL AMOUNT OF THE LOAN FOR ORIGINATION, PLACEMENT, OR DISCOUNT FEES OR OTHER CHARGES AS ADDITIONAL COMPENSATION FOR THE LOAN. AN AGREEMENT UNDER WHICH THE AMOUNT AND TERM OF, AND SCHEDULE FOR PAYMENT OF PRINCIPAL AND INTEREST ON, THE LINKED DEPOSIT SHALL BE DETERMINED.~~

(H) ~~ON RECEIVING A LINKED DEPOSIT FROM THE AUTHORITY, THE LENDER SHALL CARRY OUT THE ISSUE A LOAN COMMITMENT TO THE APPLICANT THAT SHALL PROVIDE, AMONG OTHER TERMS, THAT THE INTEREST RATE ON THE FINANCING WILL BE BELOW THE PREVAILING MARKET RATE TO THE SAME EXTENT AND FOR AS LONG AS INCOME EARNED ON THE LINKED DEPOSIT IS BELOW INCOME PAID ON EQUIVALENT DEPOSITS WITH THE LENDER.~~

(I) ~~AT THE CONCLUSION OF THE DEPOSIT TERM OR AT AN EARLIER TIME AS THE LOAN TO THE APPLICANT IS REPAID OR OTHERWISE TERMINATED, THE DEPOSIT SHALL REVERT TO THE INDUSTRIAL DEVELOPMENT FUND, AND THE RATE OF THE LOAN SHALL RETURN TO THE PREVAILING RATE, AS PROVIDED IN THE LOAN COMMITMENT.~~

(J) ~~THE AUTHORITY, THE DEPARTMENT, AND THE STATE SHALL HAVE THE IMMUNITY FROM LIABILITY DESCRIBED UNDER § 5-521 OF THE COURTS AND JUDICIAL PROCEEDINGS ARTICLE.~~

(K) ~~A DELAY IN PAYMENT OR DEFAULT BY AN ELIGIBLE BUSINESS DOES NOT AFFECT THE DEPOSIT AGREEMENT BETWEEN THE LENDER AND THE AUTHORITY.~~

(L) (1) A FIXED ASSET FINANCING LOAN ASSISTED BY A LINKED DEPOSIT IS NOT A DEBT OF THE STATE OR A PLEDGE OF THE CREDIT OF THE STATE.

(2) THE AUTHORITY, THE DEPARTMENT, AND THE STATE ARE NOT LIABLE TO ANY LENDER FOR PAYMENT OF THE PRINCIPAL OR INTEREST ON A FIXED ASSET FINANCING LOAN ASSISTED BY A LINKED DEPOSIT.

5-928.

IN CONJUNCTION WITH ITS PROVISION OF FINANCIAL ASSISTANCE UNDER THIS SUBTITLE, THE AUTHORITY MAY ACCEPT AN OPTION, TO BE EXERCISED AT THE SOLE DISCRETION OF THE AUTHORITY, TO ACQUIRE AN EQUITY INTEREST IN A BUSINESS ENTERPRISE. THE AUTHORITY MAY USE MONEYS FROM THE INDUSTRIAL DEVELOPMENT FUND TO EXERCISE THE OPTION.

5-929.

THE AUTHORITY MAY ADOPT REGULATIONS TO IMPLEMENT THIS SUBTITLE.

[Part VII. Miscellaneous Provisions.]

[5-939.] 5-930.

Upon dissolution of the Authority, title to all property owned by the Authority shall vest in the State.