

of State funds under this subtitle are subject to the terms and conditions set forth in this section", is deleted as surplusage. Similarly, the introductory language of former Art. 41, § 18-704(c), which provided that "[t]he allocation and use of State funds under this subtitle are subject to the following terms and conditions" is deleted.

Defined term: "Executive Director" § 8-101

8-906. NOTICE OF STATE'S RIGHT OF RECOVERY.

(A) RECORDATION OF NOTICE.

BEFORE THE STATE MAKES ANY FUNDS AVAILABLE FOR AN APPROVED PROJECT, THE OFFICE SHALL CAUSE A NOTICE OF THE STATE'S RIGHT OF RECOVERY TO BE RECORDED IN THE LAND RECORDS OF THE COUNTY IN WHICH THE PROPERTY IS LOCATED.

(B) EFFECT OF RECORDATION.

THE RECORDING OF THE NOTICE:

(1) DOES NOT CREATE A LIEN AGAINST THE PROPERTY; BUT

(2) CONSTITUTES NOTICE TO ANY POTENTIAL TRANSFEREE, TRANSFEROR, CREDITOR, OR ANY OTHER INTERESTED PARTY OF THE POSSIBILITY THAT THE STATE MAY OBTAIN A LIEN UNDER THIS SUBTITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, § 18-706(b).

In subsection (a) of this section, the former reference to "Baltimore City" is deleted as unnecessary in light of the definition of "county", which includes Baltimore City.

The Human Services Article Review Committee notes, for consideration by the General Assembly, that the General Assembly may wish to consider clarifying who is required to file the notice under subsection (a) of this section.

Defined term: "Office" § 8-101

8-907. STATE'S RIGHT OF RECOVERY.

(A) GROUNDS.

THE STATE MAY RECOVER GRANT FUNDS PAID UNDER THIS SUBTITLE IF, WITHIN 30 YEARS AFTER COMPLETION OF A PROJECT, THE PROPERTY FOR WHICH FUNDS HAVE BEEN PAID:

(1) IS SOLD OR TRANSFERRED TO A PERSON THAT:

(I) WOULD NOT QUALIFY AS AN APPLICANT UNDER THIS SUBTITLE; OR