

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 56, § 416(c).

Article 1, § 14(a) of the Code provides that "county" includes Baltimore City "unless such construction would be unreasonable". Since the word "unreasonable" in that section has been interpreted in various ways, the Commission to Revise the Annotated Code decided that an explicit definition of "county" should be included in revised articles of the Code. Therefore, former Art. 56, § 416(c) is revised in this section to apply throughout this article, even though former § 416(c) applied only to those provisions that now appear in Title 12 of this article.

(F) DEPARTMENT.

"DEPARTMENT" MEANS THE DEPARTMENT OF LICENSING AND REGULATION.

REVISOR'S NOTE: This subsection is new language added to avoid repetition of the full name of the Department.

(G) PERSON.

"PERSON" MEANS AN INDIVIDUAL, RECEIVER, TRUSTEE, GUARDIAN, PERSONAL REPRESENTATIVE, FIDUCIARY, REPRESENTATIVE OF ANY KIND, PARTNERSHIP, FIRM, ASSOCIATION, CORPORATION, OR OTHER ENTITY.

REVISOR'S NOTE: This subsection is new language that combines, without substantive change, former Art. 15B, § 1(b), former Art. 23, §§ 165A(i)(1) and 165B(a)(7), former Art. 41, §§ 3-101(b) and 3-201(f), and former Art. 56, §§ 157A(6), 239(c), 249(b), 323(c), 345(k), 416(d), and 632(e).

The definition of "person" in this subsection does not include a governmental entity or unit. The Court of Appeals of Maryland consistently has held that the word "person" in a statute does not include the State, its agencies, or subdivisions unless an intention to include these entities is made manifest by the Legislature. Unnamed Physician v. Commission on Medical Discipline, 285 Md. 1, 12-14 (1979).

The definition of "person" in this subsection is broader in the context of this section than in former Art. 15B, § 1(b), former Art. 23, §§ 165A(i)(1) and 165B(a)(7), former Art. 41, §§ 3-101(b), 3-201(f), and former Art. 56, §§ 157A(6), 239(c), 249(b), 323(c), 345(k), 416(d), and 632(e). However, the definition of "person" generally is nonsubstantive and intended solely to allow concise and standardized references. Therefore, no substantive change is intended. The definition has been examined wherever the term appears in a context to which the definition formerly did not apply.

As to the term "personal representative", see Art. 1, § 5 of the Code.

(H) SECRETARY.