

**CHAPTER 296**

**(House Bill 205)**

AN ACT concerning

**County Commissioners – Express Powers – Mortgages**

FOR the purpose of providing that county commissioners may finance certain projects by placing a deed of trust, mortgage, or other instrument upon the property for certain purposes; providing that this authority does not limit a county's existing powers; and generally relating to the express powers of county commissioners.

BY repealing and reenacting, with amendments,

Article 25 – County Commissioners

Section 11A(a)

Annotated Code of Maryland

(1990 Replacement Volume and 1991 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article 25 – County Commissioners**

11A.

(a) (1) Except as provided in subsection (b) of this section, the county commissioners of every county may:

(i) Acquire by purchase, gift, devise, bequest, condemnation, or otherwise, any property, or any interest therein, of any kind needed for any public purpose;

(ii) Erect buildings thereon for the benefit of the county; [and]

(iii) Sell at public sale any property when no longer needed for public use; AND

(IV) PROVIDE FOR THE FINANCING OF ANY HOUSING OR HOUSING PROJECT IN WHOLE OR IN PART, INCLUDING THE PLACEMENT OF A DEED OF TRUST, MORTGAGE, OR OTHER INSTRUMENT UPON THE PROPERTY TO ENSURE REPAYMENT OF FUNDS USED TO PURCHASE, CONSTRUCT, REHABILITATE, OR OTHERWISE DEVELOP THE HOUSING PROJECT. THE AUTHORITY PROVIDED FOR IN THIS SUBPARAGRAPH DOES NOT LIMIT THE EXISTING POWERS OF A COUNTY OR COUNTY COMMISSIONERS.

(2) Property may not be sold until it has been advertised for at least 20 days prior to the date of sale.