

Department of Legislative Services  
Maryland General Assembly  
2006 Session

**FISCAL AND POLICY NOTE**

Senate Bill 11 (The President)  
(Department of Legislative Services – Code Revision)  
Education, Health, and Environmental Affairs Environmental Matters

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**Housing and Community Development Article - Housing Authorities**

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This bill revises, restates, and recodifies laws relating to the Department of Housing and Community Development and its component parts. The new portion of the Housing and Community Development Article is a nonsubstantive revision of statutes that relate to housing and community development. The new portion of the article consists of Division II (“Housing Authorities”), which concerns the operations of housing authorities statewide. Division II of the article is divided into 12 titles that contain provisions mainly from Article 44A – Housing Authorities.

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**Fiscal Summary**

**State Effect:** None. The changes are technical in nature and would not directly affect governmental finances.

**Local Effect:** None. Any changes are technical in nature and could be handled with existing resources.

**Small Business Effect:** None.

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**Analysis**

**Bill Summary:** The bill repeals Article 44A in its entirety. Division II of the new Housing and Community Development Article is divided into 12 titles that contain provisions mainly from Article 44A – Housing Authorities. The 12 titles are as follows:

***Title 12. Provisions of Statewide Applicability***

This title contains definitions and general provisions that apply to the entire Division II, including the operation, organizational structure, responsibilities, and powers of housing authorities statewide.

***Title 13. City of Annapolis***

Deals with the membership, meetings, powers, budget, and other aspects of the Housing Authority of the City of Annapolis.

***Title 14. Anne Arundel County***

Deals with the establishment and membership of the Housing Commission of Anne Arundel County.

***Title 15. Baltimore City***

Deals with the powers of the Housing Authority of Baltimore City, the Baltimore Authority police force, and employee relations.

***Title 16. Housing Opportunities Commission of Montgomery County***

Deals with the Housing Opportunities Commission of Montgomery County.

***Title 17. Prince George's County***

Deals with the membership and powers of the Housing Authority of Prince George's County.

***Title 18. Queen Anne's County***

Deals with the powers of the Housing Authority of Queen Anne's County.

***Title 19. St. Mary's County***

Deals with the membership of the Housing Authority of St. Mary's County.

***Title 20. Somerset County***

Specifies that the members of the council of a municipal corporation in Somerset County may serve as commissioners of the housing authority of the municipal corporation.

***Title 21. Washington County***

Deals with the duties and powers of the Housing Authority of Washington County.

***Title 22. Indian Housing Authorities***

Deals with housing authorities established by Indian tribes.

***Title 23. Short Title***

States that Division II of the Housing and Community Development Article is the Housing Authorities law.

The bill also revises and deletes certain unnecessary provisions, deemed by the Housing and Community Development Article Review Committee to be verbose, duplicative, or redundant. The bill also deletes obsolete and inconsistent provisions, or makes revisions to remedy inconsistencies.

**Current Law:** Similar provisions related to housing and community development are currently contained mainly in Article 44A – Housing Authorities.

**Background:** The Housing and Community Development Article is a product of the continuing revision of the Annotated Code of Maryland by the legal staff of the Office of Policy Analysis, Department of Legislative Services. The first revised articles were enacted at the First Extraordinary Session of 1973. To date, 30 other revised articles have become law: Agriculture, Business Occupations and Professions, Business Regulation, Commercial Law, Constitutions, Corporations and Associations, Correctional Services, Courts and Judicial Proceedings, Criminal Law, Criminal Procedure, Education, Election Law, Estates and Trusts, Family Law, Financial Institutions, Health – Environmental (now Environment), Health – General, Health Occupations, Insurance, Labor and Employment, Natural Resources, Public Safety, Public Utility Companies, Real Property, State Finance and Procurement, State Government, State Personnel and Pensions, Tax – General, Tax – Property, and Transportation. The basic thrust of the revision is formal; the sole purposes of the work are modernization and clarification, not policymaking.

Division I (“Housing, Community, and Heritage Programs”) of the new Housing and Community Development Article was enacted by Chapter 26 of 2005.

**Additional Comments:** Every effort is made to ensure that a proposed revision conforms as nearly as possible to the intent of the General Assembly, and any issues involving the interpretation of an aspect of current law are highlighted in the appropriate revisor’s note. In other instances, the staff and the Article Review Committee have used revisor’s notes to call to the attention of the General Assembly fundamental policy issues that are beyond the purview of the revision process.

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**Additional Information**

**Prior Introductions:** None.

**Cross File:** None.

**Information Source(s):** Department of Housing and Community Development,  
Department of Legislative Services

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