Defined terms: "Authority" § 11–301
"Board" § 11–301
"Secretary" § 9–101
"State" § 9–101

11–305. ESTABLISHED.

(A) STATUS.

AN AUTHORITY IS A BODY POLITIC AND CORPORATE AND IS AN INSTRUMENTALITY OF THE STATE ONCE THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION ACCEPTS THE ARTICLES OF INCORPORATION FOR RECORD.

(B) ESSENTIAL GOVERNMENTAL FUNCTION.

THE EXERCISE BY AN AUTHORITY OF A POWER UNDER THIS SUBTITLE IS THE PERFORMANCE OF AN ESSENTIAL GOVERNMENTAL FUNCTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 83A, § 5–1703(c) and, as it related to the status of an authority, (b)(3).

In subsection (a) of this section, the reference to "accept[ing] the articles of incorporation for record" is substituted for the former reference to "issu[ing] a certificate of approval" to reflect the current procedures of the State Department of Assessments and Taxation under the Maryland General Corporation Law. *See* CA § 1–202.

In subsection (b) of this section, the reference to an essential "governmental" function is substituted for the former reference to an essential "public" function for clarity and consistency within this article.

Defined terms: "Authority" § 11–301
"State" § 9–101

11–306. BOARD OF DIRECTORS.

(A) IN GENERAL.

A BOARD OF DIRECTORS SHALL MANAGE THE AFFAIRS OF THE AUTHORITY AND EXERCISE ALL OF THE POWERS OF THE AUTHORITY.

(B) COMPOSITION; APPOINTMENT OF MEMBERS.

THE BOARD CONSISTS OF THE FOLLOWING MEMBERS:

(1) AS EX OFFICIO MEMBERS:

(I) THE SECRETARY, OR THE DESIGNEE OF THE SECRETARY;

(II) THE SECRETARY OF GENERAL SERVICES, OR THE DESIGNEE OF THE SECRETARY OF GENERAL SERVICES;

(III) THE SECRETARY OF PLANNING, OR THE DESIGNEE OF THE SECRETARY OF PLANNING; AND