

MARYLAND STATUTES ANNOTATED

Article - Political Subdivisions - Miscellaneous Provisions

§9-1501.

- (a) In this subtitle the following words have the meanings indicated.
 - (b) “Bond” means a bond, note, or other similar instrument that a political subdivision issues under this subtitle.
 - (c) “Chief executive” means the president, chair, mayor, county executive, or any other chief executive officer of a political subdivision.
 - (d) “Political subdivision” means a county or municipal corporation.
 - (e) “Program” means a Clean Energy Loan Program.
-

§9-1502.

- (a) A political subdivision may enact an ordinance or a resolution establishing a Clean Energy Loan Program.
 - (b) The purpose of the Program is to provide loans to:
 - (1) Residential property owners, including low income residential property owners, for the financing of energy efficiency and renewable energy projects; and
 - (2) Commercial property owners for the financing of:
 - (i) Energy efficiency projects; and
 - (ii) Renewable energy projects with an electric generating capacity of not more than 100 kilowatts.
 - (c) (1) The Program shall require a property owner to repay a loan provided under the Program through a surcharge on the owner’s property tax bill.
 - (2) A surcharge shall be limited to an amount that allows the political subdivision to recover the costs associated with issuing bonds to finance the loan and costs associated with administering the Program.
 - (d) A person who acquires property subject to a surcharge under this section, whether by purchase or other means, assumes the obligation to pay the surcharge.
 - (e) (1) An ordinance or resolution enacted under subsection (a) of this section shall provide for:
 - (i) Eligibility requirements for participation in the Program, including eligibility requirements for:
 - 1. Energy efficiency improvements and renewable energy devices; and
 - 2. Property and property owners; and
 - (ii) Loan terms and conditions.
 - (2) Eligibility requirements under paragraph (1) of this subsection shall include a requirement that the political subdivision, in a manner substantially similar to that required for a mortgage loan under §§ 12-127, 12-311, 12-409.1, 12-925, and 12-1029 of the Commercial Law Article, give due regard to the property owner’s ability to repay a loan provided under the Program.
-

§9-1503.

(a) A political subdivision may issue bonds for the purpose of financing loans made through the Program.

(b) To issue a bond, a political subdivision shall adopt an ordinance or a resolution that specifies the maximum principal amount of the bond.

(c) As the political subdivision considers appropriate to effect the Program, the ordinance or resolution may:

(1) Specify the items listed in subsection (d) of this section;

(2) Authorize the finance board of the political subdivision to specify those items by resolution or ordinance; or

(3) Authorize the chief executive of the political subdivision to specify those items by executive order.

(d) For each issuance of a bond, the political subdivision may specify:

(1) The principal amount;

(2) The interest rate or, for floating or variable rates of interest, the method to determine the interest rate;

(3) The manner and terms of sale, including whether by competitive or negotiated sale;

(4) The time of execution, issuance, and delivery;

(5) The form and denomination;

(6) The source, manner, times, and places to pay principal or interest;

(7) Conditions for redemption before maturity;

(8) The purposes for which proceeds may be spent;

(9) The source of security; and

(10) Other provisions that the governing body of the political subdivision determines are necessary or desirable to effect the Program.