

Revenue Bond Act revised in Title 11, Subtitle 1 of this article. The remainder of the source material for this article was subject to Art. 1, § 14(a), which provides that "county" includes Baltimore City "unless such construction would be unreasonable". Because the word "unreasonable" in that section has been interpreted in various ways, the Economic Development Article Review Committee decided that an explicit definition of "county" should be included that applies in each division of this article. *See, also*, § 1-101 of this article.

Defined term: "State" § 9-101

(C) DEPARTMENT.

"DEPARTMENT" MEANS THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT.

REVISOR'S NOTE: This subsection formerly was Art. 83A, § 1-101(b).

No changes are made.

(D) 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 formerly was Art. 41, § 13-501(h)(1) and Art. 83A, § 5-1701(i)(1).

No changes are made.

Although the term "person" defined in this subsection originally applied only to the Maryland Agricultural and Resource-Based Industry Development Corporation revised in Title 10, Subtitle 5 and the local redevelopment authorities revised in Title 11, Subtitle 3 of this article, it is revised to apply to all independent and regional development units and resources in this division. The term conforms to the same term defined in many recently revised articles. *See, e.g.*, IN § 1-101(dd), PUC § 1-101(t), CS § 1-101(l), CP § 1-101(n), and PS § 1-101(c). No substantive change is intended. *See, also*, § 1-101 of this article.

The definition of "person" in this subsection does not include a governmental entity or unit. The Court of Appeals of Maryland has held consistently 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. *See, e.g., Unnamed Physicians v. Commission on Medical Discipline*, 285 Md. 1, 12-14 (1979). This rule does not apply when there is no impairment of sovereign powers and the provision that uses the term enhances a proprietary interest of the governmental unit. *See* 89 Op. Att'y Gen. 53, 58 (2004).

*See, also*, § 1-101 of this article.