

(1) BY EXERCISE OF THE POWER OF EMINENT DOMAIN AS PROVIDED IN TITLE 12 OF THE REAL PROPERTY ARTICLE, THE DISTRICT MAY ACQUIRE RIGHTS IN AN INDEPENDENT SYSTEM IF THE OWNER OF THE INDEPENDENT SYSTEM:

(1) HAS REJECTED AN OFFER MADE UNDER THIS SECTION; OR

(II) HAS NOT ACCEPTED, WITHIN 90 DAYS OF THE OFFER, AN OFFER MADE UNDER THIS SECTION.

(2) THE DISTRICT MAY NOT ACQUIRE A MUNICIPAL SYSTEM UNDER THE POWER OF EMINENT DOMAIN.

(G) EFFECT OF ACQUISITION.

(1) WHEN THE DISTRICT HAS PAID THE PURCHASE PRICE OR CONDEMNATION AWARD:

(I) THE RIGHTS OF THE DISTRICT WITH RESPECT TO THE ACQUIRED SYSTEM ARE THE SAME AS IF THE DISTRICT HAD ITSELF BUILT THAT SYSTEM; AND

(II) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, ALL PARCELS OF PROPERTY SERVED BY THE ACQUIRED SYSTEM ARE SUBJECT TO THE PROVISIONS OF THIS SUBTITLE AS IF THE DISTRICT HAD ITSELF BUILT THE SYSTEM.

(2) A PERSON WHOSE PARCEL WAS CONNECTED PROPERLY TO A MUNICIPAL SYSTEM OR INDEPENDENT SYSTEM AT THE TIME THE DISTRICT ACQUIRED THAT SYSTEM IS NOT REQUIRED TO PAY A CONNECTION CHARGE TO THE DISTRICT FOR CONNECTION TO THAT PARCEL.

(H) USE OF PURCHASE MONEY BY MUNICIPALITY.

A MUNICIPALITY MAY USE FUNDS RECEIVED FROM THE DISTRICT UNDER THIS SECTION:

(1) TO REDEEM, BUY, OR PAY THE PRINCIPAL AND INTEREST ON BONDS ISSUED FOR THE MUNICIPAL SYSTEM; AND

(2) TO PAY ANY OTHER DEBT OUTSTANDING AGAINST THE MUNICIPAL SYSTEM.

(I) PROHIBITION ON ACQUISITION OF UNFIT SYSTEMS.

THIS SECTION DOES NOT AUTHORIZE THE ACQUISITION OF ANY PART OF A MUNICIPAL SYSTEM OR INDEPENDENT SYSTEM THAT:

(1) IS CONSTRUCTED IMPROPERLY;

(2) DOES NOT HAVE SUFFICIENT CAPACITY; OR