

(E) SAME -- OTHER USES.

IF THE PROCEEDS FROM BONDS ISSUED UNDER THIS SUBTITLE EXCEED THE COSTS INCURRED FOR THE PROJECTS FOR WHICH THE BONDS WERE ISSUED AND IF THE AUTHORIZING RESOLUTION DOES NOT OTHERWISE REQUIRE:

(1) THE DISTRICT SHALL USE THE SURPLUS TO PAY THE NEXT PAYMENT OF PRINCIPAL ON THE BONDS;

(2) THE SANITARY COMMISSION SHALL ADOPT A RESOLUTION THAT AUTHORIZES THE USE OF THE SURPLUS TO PAY FOR OTHER PROJECTS THAT ARE IN THE SAME SERVICE AREAS AS THE PROJECTS FOR WHICH THE BONDS WERE ISSUED AND THEN USE THE SURPLUS IN ACCORDANCE WITH THE RESOLUTION; OR

(3) THE DISTRICT SHALL USE THE SURPLUS TO CANCEL BONDS OF THE SAME SERIES BY BUYING THE BONDS ON THE OPEN MARKET AT A PRICE THAT:

(I) DOES NOT INCLUDE A PREMIUM OF MORE THAN 5 PERCENT OF THE PAR VALUE; AND

(II) THE SANITARY COMMISSION DETERMINES TO BE IN THE BEST INTERESTS OF THE DISTRICT AND THE MEMBER COUNTIES SERVED BY THE PROJECTS FOR WHICH THE BONDS HAVING EXCESS PROCEEDS WERE ISSUED.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 654(b).

Throughout this section, for consistency and clarity, the term "series" is used to describe a collection of bonds issued with respect to a project specifically identified as being related to that collection of bonds. The third sentence of former Article 43, § 654(b) used the term "series" in similar context.

9-693. REFUNDING BONDS.

IN ACCORDANCE WITH THE PROVISIONS OF THIS SUBTITLE THAT GENERALLY GOVERN THE ISSUANCE OF BONDS, ANY DISTRICT MAY ISSUE REFUNDING BONDS TO REFUND, PAY, OR DISCHARGE THE PRINCIPAL OR INTEREST OF:

(1) ANY OTHER BOND ISSUED UNDER THIS SUBTITLE;  
AND

(2) ANY OTHER INDEBTEDNESS INCURRED TO ACQUIRE OR CONSTRUCT A PROJECT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article