

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 16A, § 34.

In subsection (a) of this section, the defined term "tax district" is added for brevity to avoid unnecessary repetition of the former phrase "special tax area or special tax district (including a sanitary district or water district)".

In subsection (b) of this section, the former reference that the powers in this section "exist" is deleted as implicit in the reference that the powers "may be exercised".

In subsection (c) of this section, the phrase "in accordance with the procedures of the governing body" is substituted for the former phrase "according to the particular manner of filling vacancies in the governing body" for clarity and consistency with the style of this revised section.

Also in subsection (c) of this section, the former phrase "by whatever name known", which modified "governing body", is deleted as surplusage.

14-405. POWERS OF LOCAL GOVERNING BODY DURING MILITARY OR WARLIKE CATASTROPHE.

(A) CONDITIONS AND PERIOD OF APPLICABILITY.

(1) IF THERE IS SERIOUS HUMAN SUFFERING, DEATH, PERSONAL INJURY, OR PROPERTY DAMAGE IN A COUNTY BECAUSE OF A MILITARY OR WARLIKE CATASTROPHE, THE LOCAL GOVERNING BODY HAS THE POWERS GRANTED IN THIS SECTION.

(2) THE POWERS IN THIS SECTION MAY BE EXERCISED ONLY DURING THE EFFECTIVE PERIOD OF AN OFFICIAL PROCLAMATION BY THE GOVERNOR THAT DECLARES ALL OR PART OF THE COUNTY TO BE IN AN ACTUAL OR THREATENED EMERGENCY AREA.

(B) POWER TO BORROW MONEY OR CONTRACT FOR MATERIALS OR SERVICES.

THE LOCAL GOVERNING BODY MAY BORROW MONEY OR CONTRACT FOR MATERIALS OR SERVICES ON THE FAITH AND CREDIT OF THE COUNTY.

(C) POWER TO ISSUE BONDS, NOTES, OR CERTIFICATES OF INDEBTEDNESS.

(1) TO PAY FOR THE MONEY BORROWED OR THE MATERIALS OR SERVICES CONTRACTED FOR UNDER SUBSECTION (B) OF THIS SECTION, THE LOCAL GOVERNING BODY MAY ISSUE BONDS, NOTES, OR OTHER CERTIFICATES OF INDEBTEDNESS ON THE FAITH AND CREDIT OF THE COUNTY TO A PERSON OR GOVERNMENTAL UNIT THAT LENDS THE MONEY OR SUPPLIES THE MATERIALS OR SERVICES.

(2) THE LOCAL GOVERNING BODY MAY SET THE TERMS, CONDITIONS, RATE OF INTEREST, AND PROVISIONS FOR REPAYMENT OF THE BONDS, NOTES, OR OTHER CERTIFICATES OF INDEBTEDNESS ISSUED UNDER THIS SUBSECTION.

(D) POWER TO IMPOSE LEVY ON TAXABLE PROPERTY.