SENATE BILL 285

Unofficial Copy 1997 Regular Session
B2 7lr1565
CF 7lr2044

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**By: The President (Administration)**
Introduced and read first time: January 22, 1997
Assigned to: Budget and Taxation

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A BILL ENTITLED

AN ACT concerning

**Creation of a State Debt - Maryland Consolidated Capital Bond Loan of 1997, Maryland Consolidated Capital Bond Loan of 1995, Worcester County Correctional Facility Loan of 1989, and Worcester County Jail Loan of 1989**

FOR the purpose of authorizing the creation of a State Debt in the amount of Three Hundred Ninety-One Million, Five Hundred Thousand Dollars ($391,500,000), the proceeds to be used for certain necessary building, construction, demolition, planning, renovation, conversion, replacement, and capital equipment purchases of this State, and for acquiring certain real estate in connection therewith, and for grants to certain subdivisions and other organizations for certain purposes, subject to the requirement that certain grantees provide certain matching funds of a certain type by a certain date; providing generally for the issuance and sale of bonds evidencing the loan; providing for certain unexpended appropriations in prior Capital Budgets and Bond Acts to be expended for other public projects; and generally relating to the financing of certain capital projects.

BY repealing and reenacting, with amendments,
Chapter 153 of the Acts of the General Assembly of 1989
Section 1(5)

BY repealing and reenacting, with amendments,
Chapter 203 of the Acts of the General Assembly of 1989
Section 1(3)

BY repealing and reenacting, with amendments,
Chapter 131 of the Acts of the General Assembly of 1995
Section 1(3) Item 23.05.03(A)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That:

(1) The Board of Public Works may borrow money and incur indebtedness on behalf of the State of Maryland through a State loan to be known as the Maryland Consolidated Capital Bond Loan of 1997 in the total principal amount of $391,500,000. This loan shall be evidenced by the issuance, sale, and delivery of State general obligation bonds authorized by a resolution of the Board of Public Works and issued, sold, and

delivered in accordance with Sections 8-117 through 8-124 of the State Finance and Procurement Article and Article 31, Section 22 of the Code.

(2) The bonds to evidence this loan or installments of this loan may be sold as a single issue or may be consolidated and sold as part of a single issue of bonds under Section 8-122 of the State Finance and Procurement Article.

(3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer and first shall be applied to the payment of the expenses of issuing, selling, and delivering the bonds, unless funds for this purpose are otherwise provided, and then shall be credited on the books of the Comptroller and expended, on approval by the Board of Public Works, for the following public purposes, including any applicable architects' and engineers' fees:

EXECUTIVE DEPARTMENT - GOVERNOR

DA02
OFFICE FOR INDIVIDUALS
WITH DISABILITIES
(A) Handicapped Accessibility. Design and construct handicapped accessibility modifications at State-owned facilities (Statewide)..... 2,000,000

DA07
OFFICE ON AGING
(A) Senior Citizen Activities Centers. Provide grants to acquire property, design, construct, renovate, and equip senior citizen activities centers, and to develop comprehensive master plans for senior citizen activities centers in political subdivisions. The funds appropriated for this purpose shall be administered in accordance with Article 70B, Sections 26 through 32 (Statewide)..... 147,000

DE02.01
BOARD OF PUBLIC WORKS

STATE OFFICE CENTER - BALTIMORE
(Baltimore City)
(A) Security Enhancements. Prepare detailed plans and construct security enhancements at Baltimore Government Center Parking Lots..... 448,000

GENERAL STATE FACILITIES
(B) Capital Facilities Renewal. Provide funds for the State capital facilities renewal program (Statewide)..... 13,800,000
(C) CFC Mitigation Fund. Provide funds to replace or modify chillers with chlorofluorocarbon (CFC) refrigerant (Statewide)..... 5,100,000

JUDICIARY/MULTISERVICE CENTERS
(D) Potee Street District Court. Construct the Potee Street District Court (Baltimore City)..... 13,652,000

(E) Washington County District Court. Acquire property and prepare detailed plans to construct the Washington County District Court (Washington County)..... 712,000

CONSTRUCTION CONTINGENCY FUND

(F) Construction Contingency Fund. Provide funds to be credited to the Construction Contingency Fund to be administered in accordance with Section 3-609 of the State Finance and Procurement Article (Statewide)..... 2,000,000

PUBLIC SCHOOL CONSTRUCTION

(G) Public School Construction. Provide funds to construct public school buildings and public school capital improvements in accordance with Sections 5-301 through 5-303 of the Education Article (Statewide) ..... 122,000,000

(H) Relocatable Classrooms. Provide funds to renovate relocatable classrooms (Statewide)..... 200,000

DH01.04

MILITARY DEPARTMENT

(A) Camp Fretterd Armory/State Command and Control Center. Provide a portion of the funds to purchase capital equipment for the Camp Fretterd Armory/State Command and Control Center (Baltimore County)..... 750,000

(B) Gunpowder Military Reservation. Provide a portion of the funds to design and construct training facilities at Gunpowder Military Reservation (Baltimore County)..... 255,000

DU00.02

CANAL PLACE PRESERVATION AND DEVELOPMENT AUTHORITY

(Allegany County)

(A) Canal Place Historic Preservation District. Design, renovate, and construct public improvements within the Canal Place Historic Preservation District..... 1,186,000

DEPARTMENT OF NATURAL RESOURCES

KA05

LAND AND WATER CONSERVATION SERVICE

(A) Rural Legacy Program. Provide funds for the purchase of conservation easements and land acquisition (Statewide) ..... 5,000,000

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

MA01

OFFICE OF THE SECRETARY

(A) Adult Day Care Facilities. Provide grants to acquire, design,

construct, renovate, and equip adult day care facilities. The funds appropriated for this purpose shall be administered in accordance with Sections 24-701 through 24-707 of the Health - General Article (Statewide)..... 2,399,000

(B) Community Mental Health Facilities. Provide grants to acquire, design, construct, renovate, and equip community mental health, addiction, and developmental disabilities facilities. The funds appropriated for this purpose shall be administered in accordance with Sections 24-601 through 24-607 of the Health - General Article (Statewide)..... 6,886,000

MJ02
LABORATORIES ADMINISTRATION
(A) O'Conor Building Laboratory Tower. Construct improvements to the electrical service in the O'Conor Building Laboratory Tower (Baltimore City)..... 2,345,000

ML03
WALTER P. CARTER COMMUNITY MENTAL HEALTH CENTER
(Baltimore City)
(A) Building Management System. Complete detailed plans and replace the fire alarm and security system with a building management system..... 1,860,000

ML07
EASTERN SHORE HOSPITAL CENTER
(Dorchester County)
(A) Replacement Facility. Prepare detailed plans for a replacement facility for the Eastern Shore Hospital Center ..... 1,590,000

MM02
ROSEWOOD CENTER
(Baltimore County)
(A) Therapeutic Program Building (Phase II). Complete detailed plans and renovate the lower level of the Therapeutic Program Building and construct an outdoor activities center..... 3,285,000

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES

QB04
MARYLAND CORRECTIONAL INSTITUTION - HAGERSTOWN
(Washington County)
(A) State Use Industries Upholstery Shop. Prepare detailed plans to construct an expansion of the State Use Industries Upholstery Shop ..... 95,000

QB05
MARYLAND CORRECTIONAL INSTITUTION FOR WOMEN
(Anne Arundel County)
(A) Medium Security Replacement Facility. Complete detailed plans

and construct Phase I of a medium security replacement housing
facility ..... 6,597,000

QB08.01
WESTERN CORRECTIONAL INSTITUTION
(Allegany County)
(A) Medium Security Housing Unit #5. Provide a portion of the funds
to construct and equip a fifth medium security housing unit ..... 300,000
(B) State Use Industries Furniture Shop. Prepare detailed plans to
construct a furniture shop..... 218,000

RA01
MARYLAND STATE DEPARTMENT OF EDUCATION
(A) State Library Resource Center. Prepare preliminary plans for
alterations and an addition to the State Library Resource Center
(Baltimore City) ..... 1,550,000

UNIVERSITY OF MARYLAND SYSTEM

RB21
UNIVERSITY OF MARYLAND AT BALTIMORE
(Baltimore City)
(A) Health Sciences Library. Provide telecommunications and capital
equipment for the Health Sciences Library..... 3,500,000
(B) School of Nursing Building. Construct an addition and alterations
and provide capital equipment for the School of Nursing Building..... 5,642,000
(C) Howard Hall. Renovate a portion of Howard Hall to provide
upgraded teaching and research laboratories..... 6,997,000
(D) School of Law and Marshall Law Library Buildings. Prepare
preliminary plans to demolish and replace the original wing of the
School of Law Building and to construct alterations and additions
to the remainder of the School of Law Building and to the
Marshall Law Library..... 1,400,000
(E) University Center. Prepare detailed plans and construct Phase VII
of site improvements within the area designated as University
Center..... 350,000

RB22
UNIVERSITY OF MARYLAND COLLEGE PARK
(Prince George's County)
(A) Maryland Center for the Performing Arts. Provide capital
equipment for the Maryland Center for the Performing Arts..... 458,000
(B) Maryland Fire and Rescue Institute Upper Eastern Shore
Regional Training Center. Prepare detailed plans to construct the
Maryland Fire and Rescue Institute Upper Eastern Shore
Regional Training Center (Queen Anne's County) ..... 259,000
(C) Symons Hall. Prepare detailed plans and construct the first phase

of renovation of portions of Symons Hall..... 2,000,000
(D) New Arena. Prepare preliminary plans to construct a new arena..... 1,200,000

RB24
TOWSON STATE UNIVERSITY
(Baltimore County)
(A) Campus Utilities Systems Improvements. Complete design and
construct the first phase of campus utilities systems improvements..... 4,137,000
(B) 7720 York Road. Prepare detailed plans to renovate 7720 York
Road..... 440,000

RB25
UNIVERSITY OF MARYLAND EASTERN SHORE
(Somerset County)
(A) Physical and Health Education Center. Provide capital equipment
for the Physical and Health Education Center..... 1,000,000

RB29
SALISBURY STATE UNIVERSITY
(Wicomico County)
(A) Devilbiss Hall Replacement Facility. Prepare detailed plans to
construct a new science building to replace Devilbiss Hall..... 1,395,000

RB31
UNIVERSITY OF MARYLAND BALTIMORE COUNTY
(Baltimore County)
(A) Physics Building. Complete design and construct a new Physics
Building..... 20,588,000
(B) Biological Sciences Building. Construct alterations to the
Biological Sciences Building..... 4,133,000

RB34
CENTER FOR ENVIRONMENTAL AND ESTUARINE STUDIES
(A) Appalachian Environmental Laboratory. Construct the
Appalachian Environmental Laboratory (Allegany County)..... 14,790,000

RD00
ST. MARY'S COLLEGE OF MARYLAND
(St. Mary's County)
(A) Kent Hall. Provide additional construction funds and purchase
capital equipment for the alterations to Kent Hall..... 775,000
(B) Athletic Fields. Relocate and improve athletic fields to provide
space for the expansion of Somerset Hall..... 585,000

RI00
MARYLAND HIGHER EDUCATION COMMISSION
(A) Community College Project Funds. Provide funds to assist the
subdivisions in the acquisition of property and in the design,
construction, renovation, and equipping of public junior,
community, and regional community college buildings, site
improvements, and facilities. The funds appropriated for this
purpose shall be administered in accordance with Section

11-105(i) of the Education Article (Statewide)..... 17,376,000

RM00
MORGAN STATE UNIVERSITY
(Baltimore City)
(A) New Fine Arts Center. Construct a new Fine Arts Center on the
Montebello campus ..... 27,302,000
(B) Hill Field House. Provide capital equipment for the alterations
and addition to Hill Field House..... 162,000

RP00
MARYLAND PUBLIC BROADCASTING COMMISSION
(A) WMPT Transmitter. Provide supplemental funds to replace the
transmitter for WMPT (Anne Arundel County)..... 138,000

RQ00
UNIVERSITY OF MARYLAND MEDICAL SYSTEM
(Baltimore City)
(A) Construct Diagnostic and Treatment Facilities and Related
Improvements. Provide a grant to the University of Maryland
Medical System to assist in the design, construction, and equipping
of diagnostic and treatment facilities and related improvements..... 8,000,000

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

SA23
HISTORICAL AND CULTURAL PROGRAMS
(A) Maryland Historical Trust. Provide funds to be credited to the
Maryland Historical Trust Grant Fund for historical preservation.
The funds appropriated for this purpose shall be administered in
accordance with Article 83B, Section 5-613 (Statewide)..... 750,000

JEFFERSON PATTERSON PARK AND MUSEUM
(Calvert County)
(B) Shoreline Erosion Control. Provide a portion of the funds to
design and construct the first phase of shore erosion protection
measures..... 526,000
(C) Breckinridge Educational Center. Design, construct, and equip
five buildings to serve as Breckinridge Educational Center..... 650,000
(D) Riverside Interpretive Trail and Exhibit Stations. Prepare detailed
plans for a trail system to exhibit and interpret primitive Native
American culture..... 153,000

SA25
DIVISION OF DEVELOPMENT FINANCE
(A) Partnership Rental Housing Program. Provide funds to be credited
to the Partnership Rental Housing Fund to be administered for the
purposes shown below in accordance with Sections 2-1101 through
2-1110 of Article 83B:

(1) To provide not more than $4,000,000 for projects which may be located in any subdivision of the State (Statewide); and

(2) To provide not more than $11,174,000 which may be expended only within Baltimore City for replacement housing to be constructed as part of the federally-assisted family high-rise public housing replacement program (Baltimore City)..... 15,174,000

(B) Shelter and Transitional Housing Facilities Grant Program. Provide grants to acquire, design, construct, renovate, and equip facilities for homeless individuals and families. These funds shall be administered in accordance with the Code of Maryland Regulations (COMAR) 05.05.09 (Statewide)..... 1,500,000

TA00 DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT
(A) Maryland Technology Center. Provide a grant to the Maryland Economic Development Corporation to assist in the provision of capital equipment for the Maryland Technology Center (Montgomery County)..... 485,000

DEPARTMENT OF THE ENVIRONMENT

UA01
OFFICE OF THE SECRETARY
(A) Abate asbestos in various State facilities (Statewide)..... 1,861,000
(B) Underground Storage Tank Replacement. Remove, replace, or upgrade State-owned underground storage tanks containing motor fuels (Statewide)..... 2,700,000

UA04
WATER MANAGEMENT ADMINISTRATION
(Statewide)
(A) Chesapeake Bay Water Quality Project Funds. Provide funds to be credited to the Water Pollution Control Fund to be used for projects to improve the water quality of the Chesapeake Bay and other waters of the State. These funds shall be administered for the purposes listed below in accordance with Sections 9-345 through 9-351 of the Environment Article:
(1) To provide not more than $11,176,000 in grants for projects to remove nutrients at publicly owned sewage treatment works;

(2) To provide not more than $2,000,000 in grants to provide assistance to grant and loan recipients to meet the local share of construction costs;

(3) To provide not more than $1,527,000 in grants for water quality cleanup activities in small creeks and estuaries; and

(4) To provide not more than $1,735,000 in grants for nonpoint source pollution control..... 16,438,000

(B) Water Supply Assistance Funds. Provide funds for assistance to State and local government entities to acquire, design, construct, rehabilitate, equip, and improve water supply facilities. These funds shall be administered in accordance with Chapter 306 of the Acts of 1982 and in accordance with the Code of Maryland Regulations (COMAR) 26.03.09..... 1,500,000

UB00
MARYLAND ENVIRONMENTAL SERVICE
(A) Water and Wastewater Facilities Improvement Fund. Provide funds to design, construct, and equip capital improvements for State institutions. Expenditures for any of the following projects may not exceed the amount listed below by more than 7.5% without notification to the General Assembly. Expenditure of any part of this appropriation for a project not listed below shall also require notification to the General Assembly..... 2,850,000
(1) Charlotte Hall Veterans Home (St. Mary's County): Construct improvements to the existing wastewater facility.....240,000
(2) Cunningham Falls State Park (Frederick County): Design and construct improvements to the existing water and wastewater systems.....678,000
(3) Greenbrier State Park (Washington County): Construct improvements to the existing wastewater facility.....150,000
(4) Jessup Correctional Complex (Anne Arundel County): Construct improvements to the existing water distribution system..... 700,000
(5) Rocky Gap State Park (Allegany County):
(a) Design and construct improvements to the existing wastewater facility..... 248,000

(b) Design and construct the relocation of an existing sewer line.....250,000

(6) Rosewood Center (Baltimore County): Design improvements to the existing water and wastewater systems..... 200,000
(7) Western Maryland State Parks (Regional): Construct improvements to the water systems at Gambrill, Dan's Mountain, and Fort Frederick State Parks..... 200,000
(8) Western Maryland Youth Centers (Regional): Construct improvements to the existing water and wastewater systems at Backbone Mountain, Meadow Mountain, and Savage Mountain Youth Centers..... 184,000

DEPARTMENT OF JUVENILE JUSTICE

VA01
OFFICE OF THE SECRETARY
(A) Juvenile Justice Facilities. Provide grants to acquire, design, construct, renovate, and equip residential and nonresidential facilities. The funds appropriated for this purpose shall be administered in accordance with Sections 4-101 through 4-106 of Article 83C - Juvenile Justice (Statewide)..... 64,000

VA03.01
CHELTENHAM YOUTH FACILITY
(Prince George's County)
(A) Detention Center. Prepare preliminary plans for the construction of a Detention Center to replace the existing facility, supplementary to federal funds made available for this purpose ..... 60,000

WA01
DEPARTMENT OF STATE POLICE
(A) Crime Lab Additions and Alterations. Provide capital equipment for the State Police Crime Lab (Baltimore County)..... 179,000
(B) Princess Anne Barrack and Garage/Communications Building. Prepare detailed plans to construct a new Princess Anne Barrack and Garage/Communications Building (Somerset County) ..... 148,000
(C) Waldorf Barrack and Garage/Communications Building. Acquire property and prepare detailed plans to construct a new Waldorf Barrack and Garage/Communications Building (Charles County)..... 392,000

MISCELLANEOUS

ZA00
MISCELLANEOUS GRANT PROGRAMS
(A) Baltimore Zoo - Small Development Projects. Provide a grant to the Maryland Zoological Society to assist in the design, construction, and equipping of small development projects at the Baltimore Zoo (Baltimore City)..... 600,000
(B) Johns Hopkins Oncology Center. Provide a grant to the Johns Hopkins Health System Corporation to assist in the design, construction, and equipping of patient care, research, and support facilities for the Johns Hopkins Oncology Center, subject to the requirement that the grantee provide an equal and matching fund for this purpose (Baltimore City)..... 4,000,000
(C) Johns Hopkins Cancer Research Center. Provide a grant to The Johns Hopkins University to assist in the design, construction, and equipping of research and support facilities for the Johns Hopkins Cancer Research Center, subject to the requirement that the grantee provide an equal and matching fund for this purpose (Baltimore City)..... 4,000,000

(D) Lucas Art Collection. Provide a grant to the Baltimore Museum of Art to assist in the purchase of the Lucas art collection, subject to the requirement that the grantee provide an equal and matching fund for this purpose (Baltimore City)..... 850,000

(E) East Baltimore Community Recreational Facilities Improvements. Provide a grant to the Mayor and City Council of Baltimore City to assist in the renovation and improvement of community recreational facilities in East Baltimore (Baltimore City)..... 200,000

(F) Baltimore Children's Museum. Provide a grant to the Baltimore Children's Museum, Inc., for the acquisition of real property and for the planning, design, construction, alteration, renovation, furnishing, and capital equipping of the Baltimore Children's Museum and an existing open-air plaza, including expenses incurred by the grantee for the preparation of a master plan for the area immediately surrounding and related to the Museum, the securing of third party construction development management services for the planning, design, construction, alteration, renovation, equipping, and furnishing of the Museum, and the planning, design, construction, and purchase of furnishings, fixtures, capital equipment, and permanent exhibitry for the Museum, subject to the requirement that the grantee provide an equal and matching fund for this purpose. Notwithstanding the provisions of Section 1(5) of this Act, the matching fund may consist of funds expended prior to the effective date of this Act (Baltimore City)..... 1,000,000

ZB02

LOCAL JAILS AND DETENTION CENTERS

(A) Anne Arundel County Detention Center. Provide a grant to the County Executive and County Council of Anne Arundel County to assist in the design, construction, and equipping of the expansion and renovation of the Anne Arundel County Detention Center Annex on Jennifer Road, subject to the requirement that the grantee provide a matching fund of $8,418,000 for this purpose. Notwithstanding the provisions of Section 1(5) of this Act, the matching fund may include funds expended prior to the effective date of this Act (Anne Arundel County)..... 8,418,000

(B) Carroll County Detention Center. Provide a grant to the Board of County Commissioners of Carroll County to assist in the design, construction, and equipping of the renovation and expansion of the Carroll County Detention Center (Carroll County)..... 1,320,000

(C) Prince George's County Correctional Center. Provide a grant to the County Executive and County Council of Prince George's County to assist in the design, construction, and equipping of the expansion and renovation of the Prince George's County Correctional Center, subject to the requirement that the grantee provide a matching fund of $4,170,000 for this purpose.

Notwithstanding the provisions of Section 1(5) of this Act, the matching fund may include funds expended prior to the effective date of this Act (Prince George's County)..... 7,635,000

(D) Worcester County Jail. Provide a grant to the Board of County Commissioners of Worcester County to assist in the design, construction, and equipping of the expansion of the Worcester County Jail, subject to the requirement that the grantee provide a matching fund of $748,000 for this purpose. Notwithstanding the provisions of Section 1(5) of this Act, the matching fund may include funds expended prior to the effective date of this Act (Worcester County)..... 1,045,000

(4) An annual tax is imposed on all assessable property in the State in rate and amount sufficient to pay the principal of and interest on the bonds, as and when due and until paid in full. The principal shall be discharged within 15 years after the date of issue of the bonds.

(5) (a) Prior to the payment of any matching grant funds under the provisions of Section 1(3), Items ZA00 and ZB02 above, in the cases in which a matching fund is required, grantees shall provide and expend matching funds as specified. No part of a grantee's matching fund may be provided, either directly or indirectly, from funds of the State, whether appropriated or unappropriated. No part of the fund may consist of real property, in-kind contributions, or funds expended prior to the effective date of this Act. In case of any dispute as to what money or assets may qualify as matching funds, the Board of Public Works shall determine the matter, and the Board's decision is final. Grantees have until June 1, 1999 to present evidence satisfactory to the Board of Public Works that the matching fund will be provided. If satisfactory evidence is presented, the Board shall certify this fact to the State Treasurer and the proceeds of the loan shall be expended for the purposes provided in this Act. If this evidence is not presented by June 1, 1999, the proceeds of the loan shall be applied to the purposes authorized in Section 8-129 of the State Finance and Procurement Article.

(b) It is further provided that in the cases in which an equal and matching fund is specified in Section 1(3), Items ZA00 and ZB02 above, grantees shall provide a matching fund equal to the lesser of (i) the authorized amount of the State grant or (ii) the amount of the matching fund certified by the Board of Public Works. If satisfactory evidence is presented, the Board shall certify this fact and the amount of the matching fund to the State Treasurer and the proceeds of the loan equal to the amount of the matching fund shall be expended for the purposes provided in this Act. If this evidence is not presented by June 1, 1999, the proceeds of the loan shall be applied to the purposes authorized in Section 8-129 of the State Finance and Procurement Article. The proceeds of any amount of the loan in excess of the matching fund certified by the Board of Public Works shall also be applied to the purposes authorized in Section 8-129 of the State Finance and Procurement Article.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

**Chapter 153 of the Acts of 1989**

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That:

(5) Prior to the payment of any funds under the provisions of this Act for the purposes set forth in Section 1(3) above, the Board of County Commissioners of Worcester County shall provide at least [an equal and] A matching fund of [$300,000] $142,000. No part of an applicant's matching fund may be provided, either directly or indirectly, from funds of the State, whether appropriated or unappropriated. No part of the fund may consist of real property or in kind contributions. The fund may consist of funds expended prior to the effective date of this Act. In case of any dispute as to what money or assets may qualify as matching funds, the Board of Public Works shall determine the matter, and the Board's decision is final. The Board of County Commissioners of Worcester County has until June 1, 1991, to present evidence satisfactory to the Board of Public Works that the matching fund will be provided. If satisfactory evidence is presented, the Board shall certify this fact to the State Treasurer and the proceeds of the loan shall be expended for the purposes provided in this Act. If this evidence is not presented by June 1, 1991, the proceeds of the loan shall be applied to the purposes authorized in § 8-129 of the State Finance and Procurement Article.

**Chapter 203 of the Acts of 1989**

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That:

(3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer and first shall be applied to the payment of the expenses of issuing, selling, and delivering the bonds, unless funds for this purpose are otherwise provided, and then shall be credited on the books of the Comptroller and expended, on approval by the Board of Public Works, for the following public purposes, including any applicable architects' and engineers' fees: as a grant to the Board of County Commissioners of Worcester County for the design, construction, and equipping of [an addition] ADDITIONS to the Worcester County Jail, INCLUDING A 60-BED EXPANSION.

**Chapter 131 of the Acts of 1995**

Section 1(3)

23.05.03
PUBLIC SCHOOL CONSTRUCTION
(A) Public School Construction. Provide funds to construct public school buildings and public school capital improvements in accordance with Sections 5-301 through 5-303 of the Education Article[. Notwithstanding the Board of Public Works' Rules, Regulations, and Procedures for the Administration of the School Construction Program prohibiting state funding of school design, $3,400,000 of this authorization may only be used for planning expenses related to Neighborhood Schools in Prince George's County. Further provided that all other aspects of the Rules, Regulations, and Procedures for the Administration of the School Construction Program shall apply to the expenditure of the

$3,400,000 for the Neighborhood Schools in Prince George's County. Further provided the $3,400,000 authorization for Neighborhood Schools may not be expended until Prince George's County provides a report to the budget committees explaining:
(1) the scope of the efforts to desegregate county schools;
(2) how these funds will fulfill the desegregation goal; and
(3) the potential fiscal impact of the program. Funds may not be expended until the budget committees have reviewed and commented on the report or 45 days have elapsed from the date the report is received by the committees] (Statewide)..... 83,000,000

SECTION 3. AND BE IT FURTHER ENACTED, That the General Assembly declares that it is the public policy of this State to manage State general obligation bond debt in a manner that will maintain Maryland's AAA bond rating. The General Assembly further declares that legislative oversight, control, and review of all forms of State obligations is essential to maintenance of the State's existing bond rating and protection of the fiscal integrity of the State.

SECTION 4. AND BE IT FURTHER ENACTED, That, before work may commence pursuant to any supplement to any appropriation contained herein, satisfactory assurance must be given to the Board of Public Works that the project can be completed with the aggregate of the funds herein and heretofore appropriated for the stated purpose.

SECTION 5. AND BE IT FURTHER ENACTED, That, with the approval of the Department of Budget and Management, any appropriation for construction provided in this Act may be used to purchase capital equipment if the amount of the appropriation exceeds the amount required for construction expenses, including allowances for contingencies.

SECTION 6. AND BE IT FURTHER ENACTED, That, except as otherwise provided in this Act, before a State agency or institution named in this Act as responsible for an individual item may begin work with funds appropriated by this Act, the agency or institution shall provide satisfactory evidence to the Board of Public Works that the work described in the individual item can be completed with the funds specified for that item.

SECTION 7. AND BE IT FURTHER ENACTED, That, with the approval of the Department of Budget and Management, any appropriation under the provisions of this Act that is in excess of the amount needed for a project may be credited to the Construction Contingency Fund under Section 3-609 of the State Finance and Procurement Article.

SECTION 8. AND BE IT FURTHER ENACTED, That, if federal funds are available to help accomplish any project identified in this Act, the State agency or institution responsible for the project shall make efforts through proper administrative procedures to obtain these federal funds. Before spending any funds appropriated by this Act, the agency or institution shall certify its efforts to the Board of Public Works and state the reason for any failure to obtain federal funds. If federal funds are obtained, they

shall be used to defray the costs of the project described in this Act, and not to expand its scope.

SECTION 9. AND BE IT FURTHER ENACTED, That, for any appropriation for planning of a State-owned project provided in this Act, if a program required by Section 3-602(d) of the State Finance and Procurement Article has not been submitted, then the State agency or institution responsible for the project shall submit a program to the Department of Budget and Management for approval before funds may be expended from the appropriation. For any appropriation for construction of a State-owned project provided in this Act, if preliminary plans and outline specifications required by Section 3-602(f)(2)(i) of the State Finance and Procurement Article have not been prepared, then the State agency or institution responsible for the project shall submit preliminary plans and outline specifications to the Department of Budget and Management for approval before funds may be expended from the appropriation.

SECTION 10. AND BE IT FURTHER ENACTED, That no portion of the proceeds of a loan or any of the matching funds provided for a project funded under this Act may be used for the furtherance of sectarian religious instruction, or in connection with the design, acquisition, construction, or equipping of any building used or to be used as a place of sectarian religious worship or instruction, or in connection with any program or department of divinity for any religious denomination. Upon the request of the Board of Public Works, a recipient of the proceeds of a loan under this Act shall submit evidence satisfactory to the Board that none of the proceeds of the loan or any matching funds has been or is being used for a purpose prohibited by this Act.

SECTION 11. AND BE IT FURTHER ENACTED, That:

(a) the Comptroller may advance funds from any loan fund account to any other loan fund account established pursuant to a general obligation loan enabling act, under the authority of which general obligation bonds have been issued, for any expenditure authorized by such Act.

(b) with the approval of the Board of Public Works, the Comptroller may advance funds to any loan fund account established pursuant to a general obligation loan enabling act, for which an approving legal opinion has been received by the Board, for any expenditure authorized by the Act, provided that the next sale of general obligation bonds shall include the issuance of bonds under the authority of that Act in an amount at least equivalent to the amount of the funds so advanced.

SECTION 12. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 1997.