

HOUSE BILL 652

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B2

2000 Regular Session  
0lr2726  
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By: **Delegate Edwards**

Introduced and read first time: February 10, 2000

Assigned to: Appropriations

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Committee Report: Favorable

House action: Adopted

Read second time: April 1, 2000

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CHAPTER 401

1 AN ACT concerning

2                                   **Creation of a State Debt - Garrett County - Garrett Information Enterprise**  
3                                   **Center**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000,  
5 the proceeds to be used for a grant to the County Commissioners of Garrett  
6 County for certain development or improvement purposes; providing for  
7 disbursement of the loan proceeds, subject to a requirement that the grantee  
8 provide and expend a matching fund; and providing generally for the issuance  
9 and sale of bonds evidencing the loan.

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

12 (1) The Board of Public Works may borrow money and incur indebtedness on  
13 behalf of the State of Maryland through a State loan to be known as the Garrett  
14 Information Enterprise Center Loan of 2000 in a total principal amount equal to the  
15 lesser of (i) \$500,000 or (ii) the amount of the matching fund provided in accordance  
16 with Section 1(5) below. This loan shall be evidenced by the issuance, sale, and  
17 delivery of State general obligation bonds authorized by a resolution of the Board of  
18 Public Works and issued, sold, and delivered in accordance with §§ 8-117 through  
19 8-124 of the State Finance and Procurement Article and Article 31, § 22 of the Code.

20 (2) The bonds to evidence this loan or installments of this loan may be sold as  
21 a single issue or may be consolidated and sold as part of a single issue of bonds under  
22 § 8-122 of the State Finance and Procurement Article.

23 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
24 and first shall be applied to the payment of the expenses of issuing, selling, and  
25 delivering the bonds, unless funds for this purpose are otherwise provided, and then

1 shall be credited on the books of the Comptroller and expended, on approval by the  
2 Board of Public Works, for the following public purposes, including any applicable  
3 architects' and engineers' fees: as a grant to the County Commissioners of Garrett  
4 County (referred to hereafter in this Act as "the grantee") for the planning, design,  
5 construction, and capital equipping and furnishing of the Garrett Information  
6 Enterprise Center on the campus of Garrett Community College, to be used as a  
7 technical and administrative support facility for businesses that locate in Garrett  
8 County.

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

13 (5) Prior to the payment of any funds under the provisions of this Act for the  
14 purposes set forth in Section 1(3) above, the grantee shall provide and expend a  
15 matching fund. No part of the grantee's matching fund may be provided, either  
16 directly or indirectly, from funds of the State, whether appropriated or  
17 unappropriated. No part of the fund may consist of real property, in kind  
18 contributions, or funds expended prior to the effective date of this Act. In case of any  
19 dispute as to the amount of the matching fund or what money or assets may qualify  
20 as matching funds, the Board of Public Works shall determine the matter and the  
21 Board's decision is final. The grantee has until June 1, 2002, to present evidence  
22 satisfactory to the Board of Public Works that a matching fund will be provided. If  
23 satisfactory evidence is presented, the Board shall certify this fact and the amount of  
24 the matching fund to the State Treasurer, and the proceeds of the loan equal to the  
25 amount of the matching fund shall be expended for the purposes provided in this Act.  
26 Any amount of the loan in excess of the amount of the matching fund certified by the  
27 Board of Public Works shall be canceled and be of no further effect.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take  
29 effect June 1, 2000.