

SENATE BILL 90

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2001 Regular Session
11r0740
CF 11r0741

By: **Senator Conway**
Introduced and read first time: January 12, 2001
Assigned to: Budget and Taxation

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 29, 2001

CHAPTER _____

1 AN ACT concerning

2 **Creation of a State Debt - Baltimore City - Bong County, Liberia/Maryland,**
3 **USA Educational/Cultural Foundation**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$400,000~~
5 \$100,000, the proceeds to be used as a grant to the Board of Directors of Bong
6 County, Liberia/Maryland, USA Educational/Cultural Foundation, Inc. for
7 certain development or improvement purposes; providing for disbursement of
8 the loan proceeds, subject to a requirement that the grantee provide and expend
9 a matching fund; and providing generally for the issuance and sale of bonds
10 evidencing the loan.

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

13 (1) The Board of Public Works may borrow money and incur indebtedness on
14 behalf of the State of Maryland through a State loan to be known as the Baltimore
15 City - Bong County, Liberia/Maryland, USA Educational/Cultural Foundation Loan
16 of 2001 in a total principal amount equal to the lesser of (i) ~~\$400,000~~ \$100,000 or (ii)
17 the amount of the matching fund provided in accordance with Section 1(5) below. This
18 loan shall be evidenced by the issuance, sale, and delivery of State general obligation
19 bonds authorized by a resolution of the Board of Public Works and issued, sold, and
20 delivered in accordance with §§ 8-117 through 8-124 of the State Finance and
21 Procurement Article and Article 31, § 22 of the Code.

22 (2) The bonds to evidence this loan or installments of this loan may be sold as
23 a single issue or may be consolidated and sold as part of a single issue of bonds under
24 § 8-122 of the State Finance and Procurement Article.

1 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer
2 and first shall be applied to the payment of the expenses of issuing, selling, and
3 delivering the bonds, unless funds for this purpose are otherwise provided, and then
4 shall be credited on the books of the Comptroller and expended, on approval by the
5 Board of Public Works, for the following public purposes, including any applicable
6 architects' and engineers' fees: as a grant to the Board of Directors of Bong County,
7 Liberia/Maryland, USA Educational/Cultural Foundation, Inc. (referred to hereafter
8 in this Act as "the grantee") for the planning, design, renovation, repair, and capital
9 equipping of three buildings at 4335-4339 York Road, Baltimore, Maryland for an
10 educational/cultural center that will provide workshops and after-school programs
11 for communities, welfare recipients, former inmates, and those who plan to travel to
12 Africa.

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

17 (5) Prior to the payment of any funds under the provisions of this Act for the
18 purposes set forth in Section 1(3) above, the grantee shall provide and expend a
19 matching fund. No part of the grantee's matching fund may be provided, either
20 directly or indirectly, from funds of the State, whether appropriated or
21 unappropriated. ~~The~~ No part of the fund may consist of real property, in kind
22 contributions, or funds expended prior to the effective date of this Act. In case of any
23 dispute as to the amount of the matching fund or what money or assets may qualify
24 as matching funds, the Board of Public Works shall determine the matter and the
25 Board's decision is final. The grantee has until June 1, 2003, to present evidence
26 satisfactory to the Board of Public Works that a matching fund will be provided. If
27 satisfactory evidence is presented, the Board shall certify this fact and the amount of
28 the matching fund to the State Treasurer, and the proceeds of the loan equal to the
29 amount of the matching fund shall be expended for the purposes provided in this Act.
30 Any amount of the loan in excess of the amount of the matching fund certified by the
31 Board of Public Works shall be canceled and be of no further effect.

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
33 June 1, 2001.