

HOUSE BILL 288

Unofficial Copy
B2

2001 Regular Session
(11r1385)

ENROLLED BILL
-- Appropriations/Budget and Taxation --

Introduced by **Delegates Conroy, Pitkin, and Hubbard**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

Speaker.

CHAPTER 462

1 AN ACT concerning

2 **Creation of a State Debt - Prince George's County - Ebenezer Community**
3 **Life Center**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$1,000,000~~
5 \$200,000 \$100,000, the proceeds to be used as a grant to the Board of Directors
6 of Ebenezer Community Development Corporation for certain development or
7 improvement purposes; providing for disbursement of the loan proceeds, subject
8 to a requirement that the grantee provide and expend a matching fund;
9 prohibiting the use of the proceeds of the sale of the bonds and the matching
10 fund for religious purposes; ~~etc.~~ and providing generally for the sale and
11 issuance of bonds evidencing the loan.

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

14 (1) The Board of Public Works may borrow money and incur indebtedness on
15 behalf of the State of Maryland through a State loan to be known as the Prince
16 George's County - Ebenezer Community Life Center Loan of 2001 in a total principal

1 amount equal to the lesser of (i) ~~\$1,000,000~~ \$200,000 ~~\$100,000~~ or (ii) the amount of
2 the matching fund provided in accordance with Section 1(5) below. This loan shall be
3 evidenced by the issuance, sale, and delivery of State general obligation bonds
4 authorized by a resolution of the Board of Public Works and issued, sold, and
5 delivered in accordance with §§ 8-117 through 8-124 of the State Finance and
6 Procurement Article and Article 31, § 22 of the Code.

7 (2) The bonds to evidence this loan or installments of this loan may be sold as
8 a single issue or may be consolidated and sold as part of a single issue of bonds under
9 § 8-122 of the State Finance and Procurement Article.

10 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer
11 and first shall be applied to the payment of the expenses of issuing, selling, and
12 delivering the bonds, unless funds for this purpose are otherwise provided, and then
13 shall be credited on the books of the Comptroller and expended, on approval by the
14 Board of Public Works, for the following public purposes, including any applicable
15 architects' and engineers' fees: as a grant to the Board of Directors of Ebenezer
16 Community Development Corporation (referred to hereafter in this Act as "the
17 grantee") for the design, renovation, reconstruction, and capital equipping of two
18 existing buildings on Whitfield Chapel Road in Lanham, and the design and
19 construction and capital equipping of a new wing, to serve as a mixed educational,
20 administrative, and fellowship complex.

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

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

40 (6) No portion of the proceeds of the loan or any of the matching funds may be
41 used for the furtherance of sectarian religious instruction, or in connection with the
42 design, acquisition, or construction of any building used or to be used as a place of
43 sectarian religious worship or instruction, or in connection with any program or
44 department of divinity for any religious denomination. Upon the request of the Board

1 of Public Works, the grantee shall submit evidence satisfactory to the Board that none
2 of the proceeds of the loan or any matching funds have been or are being used for a
3 purpose prohibited by this Act.

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