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**By: Delegates Proctor and Vallario**

Introduced and read first time: February 7, 1996

Assigned to: Appropriations

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 26, 1996

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CHAPTER \_\_\_\_

1 AN ACT concerning

2 **Creation of a State Debt - Prince George's County - Melwood - Horticultural Training**  
3 **Center Facilities**

4 [TAG ftpo]FOR the purpose of authorizing the creation of a State Debt ~~in the amount of \$533,250~~  
5 not to exceed \$200,000, the proceeds to be used as a grant to the Board of Directors  
6 of the Melwood Horticultural Training Center, Inc. for certain acquisition,  
7 development, or improvement purposes; providing for disbursement of the loan  
8 proceeds, subject to a requirement that the grantee provide and expend a matching  
9 fund; and providing generally for the issuance and sale of bonds evidencing the  
10 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 Prince George's  
15 County - Melwood - Horticultural Training Center Facilities Loan of 1996 ~~in the total~~  
16 principal amount of \$533,250 a total principal amount equal to the lesser of (i) \$200,000  
17 or (ii) the amount of the matching fund provided in accordance with Section 1(5) below.  
18 This 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 a  
23 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.

25 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer and  
26 first shall be applied to the payment of the expenses of issuing, selling, and delivering the

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1 bonds, unless funds for this purpose are otherwise provided, and then shall be credited on  
2 the books of the Comptroller and expended, on approval by the Board of Public Works,  
3 for the following public purposes, including any applicable architects'and engineers' fees:  
4 as a grant to the Board of Directors of the Melwood Horticultural Training Center, Inc.  
5 (referred to hereafter in this Act as "the grantee") for the planning, design, construction,  
6 and capital equipping of a new building, together with parking facilities, and other site  
7 improvements, for use as a training facility for developmentally disabled individuals, to be  
8 located in Prince George's County.

9 (4) An annual State tax is imposed on all assessable property in theState in rate  
10 and amount sufficient to pay the principal of and interest on the bonds, as and when due  
11 and until paid in full. The principal shall be discharged within 15 years after the date of  
12 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 andexpend a matching  
15 fund ~~of \$177,750~~. No part of the grantee's matching fund may be provided, either directly  
16 or indirectly, from funds of the State, whether appropriated or unappropriated. No part  
17 of the fund may consist of real property, in kind contributions, or funds expended prior to  
18 the effective date of this Act. In case of any dispute as to the amountof the matching  
19 fund or what money or assets may qualify as matching funds, the Board of Public Works  
20 shall determine the matter and the Board's decision is final. The grantee has until June 1,  
21 1998, to present evidence satisfactory to the Board of Public Works that a matching fund  
22 will be provided. If satisfactory evidence is presented, the Board shall certify this fact and  
23 the amount of the matching fund to the State Treasurer, and the proceeds of the loan  
24 equal to the amount of the matching fund shall be expended for the purposes provided in  
25 this Act. Any amount of the loan in excess of the amount of the matching fund certified  
26 by the Board of Public Works shall be canceled and be of no further effect.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
28 June 1, 1996.