

**By: Delegates Petzold and Gordon**

Introduced and read first time: February 19, 1996

Assigned to: Appropriations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 26, 1996

CHAPTER \_\_\_\_

1 AN ACT concerning

2 **Creation of a State Debt - Montgomery County - National Capital TrolleyMuseum**

3 [TAG ftpo]FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$3,000,000~~

4 \$200,000, the proceeds to be used as a grant to the Board of Directors of the

5 National Capital Historical Museum of Transportation, Inc. for certain acquisition,

6 development, or improvement purposes; providing for disbursement of theloan

7 proceeds, subject to a requirement that the grantee provide and expend a matching

8 fund; and providing generally for the issuance and sale of bonds evidencing the

9 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 theMontgomery  
14 County - National Capital Trolley Museum Loan of 1996 in a total principal amount  
15 equal to the lesser of (i) ~~\$3,000,000~~ \$200,000 or (ii) the amount of the matching fund  
16 provided in accordance with Section 1(5) below. This loan shall be evidenced by the  
17 issuance, sale, and delivery of State general obligation bonds authorized by a resolution of  
18 the Board of Public Works and issued, sold, and delivered in accordancewith §§ 8-117  
19 through 8-124 of the State Finance and Procurement Article and Article 31, § 22 of the  
20 Code.

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

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

2

1 the books of the Comptroller and expended, on approval by the Board of Public Works,  
2 for the following public purposes, including any applicable architects' and engineers' fees:  
3 as a grant to the Board of Directors of the National Capital Historical Museum of  
4 Transportation, Inc. (referred to hereafter in this Act as "the grantee") for the final  
5 ~~planning and design and for the construction and equipping of a new facility for the~~  
6 ~~design of the~~ National Capital Trolley Museum in Silver Spring, ~~including correction of~~  
7 ~~the original design of the railway and relocation of part of it, improvement of access to~~  
8 ~~the upper car house, creation of a new visitors center with additional space for~~  
9 ~~educational activities, alternative construction for compliance with the access~~  
10 ~~requirements of the Americans with Disabilities Act, and other improvements, the~~  
11 ~~construction of this new facility in a different section of the current site having been made~~  
12 ~~necessary by highway improvements in the area.~~

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

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