
By: Delegate Opara

Rules suspended

Introduced and read first time: March 14, 1996

Assigned to: Rules and Executive Nominations

Re-referred to: Appropriations, March 15, 1996

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 - Baltimore City - Eutaw Place Temple**

3 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$292,000~~
4 \$192,000, the proceeds to be used as a grant to the Most Worshipful Prince Hall
5 Grand Lodge Free and Accepted Masons of Maryland and Its Jurisdiction, Inc. for
6 certain acquisition, 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; requiring the grantee to grant and convey a
9 certain easement to the Maryland Historical Trust; providing that no proceeds of a
10 loan or any matching funds may be used for religious purposes; and providing
11 generally for the issuance and sale 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 Baltimore City
16 - Eutaw Place Temple Loan of 1996 in a total principal amount equal to the lesser of (i)
17 ~~\$292,000~~ \$192,000 or (ii) the amount of the matching fund provided in accordance with
18 Section 1(5) below. This loan shall be evidenced by the issuance, sale, and delivery of
19 State general obligation bonds authorized by a resolution of the Board of Public Works
20 and issued, sold, and delivered in accordance with §§ 8-117 through 8-124 of the State
21 Finance and 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.

1 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer and
2 first shall be applied to the payment of the expenses of issuing, selling, and delivering the
3 bonds, unless funds for this purpose are otherwise provided, and then shall be credited on
4 the books of the Comptroller and expended, on approval by the Board of Public Works,
5 for the following public purposes, including any applicable architects'and engineers' fees:
6 as a grant to the Most Worshipful Prince Hall Grand Lodge Free and Accepted Masons
7 of Maryland and Its Jurisdiction, Inc. (referred to hereafter in this Act as "the grantee")
8 for the renovation, restoration, and repair of the exterior of the Eutaw Place Temple,
9 located in Baltimore City, including work to be performed on the building structure, the
10 roof, the domes, the fencing and gates, lighting and electrical lines and equipment, and
11 other associated exterior work.

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

16 (5) Prior to the payment of any funds under the provisions of this Act for the
17 purposes set forth in Section 1(3) above, the grantee shall provide andexpend a matching
18 fund. No part of the grantee's matching fund may be provided, either directly or
19 indirectly, from funds of the State, whether appropriated or unappropriated. No part of
20 the fund may consist of real property, in kind contributions, or funds expended prior to
21 the effective date of this Act. In case of any dispute as to the amountof the matching
22 fund or what money or assets may qualify as matching funds, the Board of Public Works
23 shall determine the matter and the Board's decision is final. The grantee has until June 1,
24 1998, to present evidence satisfactory to the Board of Public Works that a matching fund
25 will be provided. If satisfactory evidence is presented, the Board shall certify this fact and
26 the amount of the matching fund to the State Treasurer, and the proceeds of the loan
27 equal to the amount of the matching fund shall be expended for the purposes provided in
28 this Act. Any amount of the loan in excess of the amount of the matching fund certified
29 by the Board of Public Works shall be canceled and be of no further effect.

30 (6) (a) Prior to the issuance of the bonds, the grantee shall grant and convey to
31 the Maryland Historical Trust a perpetual preservation easement to the extent of its
32 interest:

33 (i) On the land or such portion of the land acceptable to the Trust;
34 and

35 (ii) On the exterior and interior, where appropriate, of the historic
36 structures.

37 (b) The easement must be in form and substance acceptable to the Trust
38 and the extent of the interest to be encumbered must be acceptable to the Trust.

39 (7) No portion of the proceeds of the loan or any of the matching funds may be
40 used for the furtherance of sectarian religious instruction, or in connection with the
41 design, acquisition, or construction of any building used or to be usedas a place of
42 sectarian religious worship or instruction, or in connection with any program or
43 department of divinity for any religious denomination. Upon the requestof the Board of
44 Public Works, the grantee shall submit evidence satisfactory to the Board that none of the

HOUSE BILL 1459

3

1 proceeds of the loan or any matching funds have been or are being used for a purpose
2 prohibited by this Act.

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