
By: Senators McFadden, Hoffman, and Sfikas

Introduced and read first time: January 24, 1996

Assigned to: Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 27, 1996

CHAPTER ____

1 AN ACT concerning

2 Creation of a State Debt - Baltimore City - Kennedy-Krieger Children's Hospital

3 FOR the purpose of authorizing the creation of a State Debt not to exceed \$875,000, the
4 proceeds to be used as a grant to the Kennedy-Krieger Children's Hospital for
5 certain acquisition, development, or improvement purposes; providing for
6 disbursement of the loan proceeds, subject to a requirement that the grantee
7 provide and expend a matching fund; requiring the grantee to grant and convey a
8 certain easement to the Maryland Historical Trust; and providing generally for the
9 issuance and sale of bonds evidencing the 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 the Baltimore City
14 - Kennedy-Krieger Children's Hospital Loan of 1996 in a total principal amount equal to
15 the lesser of (i) \$875,000 or (ii) the amount of the matching fund provided in accordance
16 with Section 1(5) below. This loan shall be evidenced by the issuance, sale, and delivery of
17 State general obligation bonds authorized by a resolution of the Board of Public Works
18 and issued, sold, and delivered in accordance with §§ 8-117 through 8-124 of the State
19 Finance and Procurement Article and Article 31, § 22 of the Code.

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

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

2

1 for the following public purposes, including any applicable architects'and engineers' fees:
2 as a grant to the Kennedy-Krieger Children's Hospital (referred to hereafter in this Act
3 as "the grantee") for the renovation and expansion of clinical space for the Center for
4 Early Detection and Prevention of Developmental Disabilities, which provides a
5 comprehensive, multidimensional, interdisciplinary environment in which to evaluate,
6 diagnose, and treat or make treatment recommendations for children with developmental
7 disabilities.

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

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

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

30 (i) On the land or such portion of the land acceptable to the Trust;
31 and

32 (ii) On the exterior and interior, where appropriate, of the historic
33 structures.

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

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

