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**By: Senators Ruben, Van Hollen, Teitelbaum, Frosh, Forehand, Hogan, Roesser, and McCabe**

Introduced and read first time: January 29, 1996

Assigned to: Budget and Taxation

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Committee Report: Favorable

Senate action: Adopted

Read second time: March 27, 1996

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CHAPTER \_\_\_\_

1 AN ACT concerning

2 **Treatment and Learning Centers, Inc. Loan of 1989**

3 FOR the purpose of amending Chapter 624 of the Acts of 1989, as amended by Chapter  
4 107 of the Acts of 1991, Chapter 213 of the Acts of 1992, and Chapter 123 of the  
5 Acts of 1994, the Treatment and Learning Centers, Inc. Loan of 1989, to extend the  
6 time by which a matching fund shall be provided; to alter the kind of matching fund  
7 required; and to alter the method of providing matching funds.

8 BY repealing and reenacting, with amendments,  
9 Chapter 624 of the Acts of 1989, as amended by Chapter 107 of the Acts of 1991,  
10 Chapter 213 of the Acts of 1992, and Chapter 123 of the Acts of 1994  
11 Section 1

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Chapter 624 of the Acts of 1989, as amended by Chapter 107 of the Acts of 1991, Chapter**  
15 **213 of the Acts of 1992, and Chapter 123 of the Acts of 1994**

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
17 MARYLAND, That:

18 (1) The Board of Public Works may borrow money and incur indebtedness on  
19 behalf of the State of Maryland through a State loan to be known as the Treatment and  
20 Learning Centers, Inc. Loan of 1989 in [the total principal amount \$950,000] A TOTAL  
21 PRINCIPAL AMOUNT EQUAL TO THE LESSER OF (I) \$950,000 OR (II) THE AMOUNT OF  
22 THE MATCHING FUND PROVIDED IN ACCORDANCE WITH SECTION 1(5) BELOW. This  
23 loan shall be evidenced by the issuance, sale, and delivery of State general obligation  
24 bonds authorized by a resolution of the Board of Public Works and issued, sold, and

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1 delivered in accordance with §§ 8-117 through 8-124 of the State Finance and  
2 Procurement Article and Article 31, § 22 of the Code.

3 (2) The bonds to evidence this loan or installments of this loan maybe sold as a  
4 single issue, or may be consolidated and sold as part of a single issueof bonds under §  
5 8-122 of the State Finance and Procurement Article.

6 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer and  
7 first shall be applied to the payment of the expenses of issuing, selling, and delivering the  
8 bonds, unless funds for this purpose are otherwise provided, and then shall be credited on  
9 the books of the Comptroller and expended, on approval by the Board of Public Works,  
10 for the following public purposes, including any applicable architects'and engineers' fees:  
11 as a grant to the Treatment and Learning Centers, Inc. for the additionand construction  
12 of a new wing to the Treatment and Learning Center located in the Montgomery County  
13 Life Science Park in Gaithersburg, in Montgomery County.

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

18 (5) Prior to the payment of any funds under the provisions of this Act for the  
19 purposes set forth in Section 1(3) above, the Treatment and Learning Centers, Inc. shall  
20 provide [at least an equal and matching fund of \$950,000] A MATCHING FUND. No part  
21 of [an applicant's] THE GRANTEE'S matching fund may be provided, eitherdirectly or  
22 indirectly, from funds of the State, whether appropriated or unappropriated. [No part of  
23 the] THE fund may consist of real property, in kind contributions, or funds expended  
24 prior to the effective date of this Act. In case of any dispute as to what money or assets  
25 may qualify as matching funds, the Board of Public Works shall determine the matter,  
26 and the Board's decision is final. The Treatment and Learning Centers, Inc. has until  
27 June 1, [1996] 1998, to present evidence satisfactory to the Board of Public Works that  
28 the matching fund will be provided. If satisfactory evidence is presented, the Board shall  
29 certify this fact AND THE AMOUNT OF THE MATCHING FUND to the State Treasurer,  
30 and the proceeds of the loan EQUAL TO THE AMOUNT OF THE MATCHING FUND shall  
31 be expended for the purposes provided in this Act. [If this evidence isnot presented by  
32 June 1, 1996, the proceeds of the loan shall be applied to the purposesauthorized in §  
33 8-129 of the State Finance and Procurement Article.] ANY AMOUNT OF THE LOAN IN  
34 EXCESS OF THE AMOUNT OF THE MATCHING FUND CERTIFIED BY THE BOARD OF  
35 PUBLIC WORKS SHALL BE CANCELED AND BE OF NO FURTHER EFFECT.

36 (6) Prior to the payment of any funds under the provisions of this Act for the  
37 purposes set forth in Section 1(3) above, the Treatment and Learning Centers, Inc. shall  
38 demonstrate to the Board of Public Works that the Treatment and Learning Centers, Inc.  
39 has adopted a policy to accept all patients on a first come, first served basis to assure  
40 residents of all subdivisions in the State equal access to use of the facility.

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

