
By: Senator Haines (Carroll County Delegation)

Introduced and read first time: February 2, 1996

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 Creation of a State Debt - Carroll County Community College - Amphitheater

3 FOR the purpose of authorizing the creation of a State Debt not to exceed \$75,000, the
4 proceeds to be used as a grant to the Carroll County Community College for certain
5 acquisition, development, or improvement purposes; providing for disbursement of
6 the loan proceeds, subject to a requirement that the Rotary Club of the City of
7 Westminster provide and expend a matching fund; and providing generally for the
8 issuance and sale of bonds evidencing the loan.

9 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
10 MARYLAND, That:

11 (1) The Board of Public Works may borrow money and incur indebtedness on
12 behalf of the State of Maryland through a State loan to be known as the Carroll County
13 Community College - Amphitheater Loan of 1996 in a total principal amount equal to the
14 lesser of (i) \$75,000 or (ii) the amount of the matching fund provided in accordance with
15 Section 1(5) below. This loan shall be evidenced by the issuance, sale, and delivery of
16 State general obligation bonds authorized by a resolution of the Board of Public Works
17 and issued, sold, and delivered in accordance with §§ 8-117 through 8-124 of the State
18 Finance and Procurement Article and Article 31, § 22 of the Code.

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

22 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer and
23 first shall be applied to the payment of the expenses of issuing, selling, and delivering the
24 bonds, unless funds for this purpose are otherwise provided, and then shall be credited on
25 the books of the Comptroller and expended, on approval by the Board of Public Works,
26 for the following public purposes, including any applicable architects' and engineers' fees:
27 as a grant to the Carroll County Community College (referred to hereafter in this Act as
28 "the grantee") for the planning, design, construction, and equipping of a new
29 amphitheater, to be located on the campus of the Carroll County Community College.

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

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

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