
By: Senator Ruben

Introduced and read first time: February 2, 1996

Assigned to: Budget and Taxation

Committee Report: Favorable

Senate action: Adopted

Read second time: March 27, 1996

CHAPTER _____

1 AN ACT concerning

2 **Montgomery County - Adventist Health Care Mid-Atlantic Loan of 1995**

3 FOR the purpose of amending Chapter 170 of the Acts of the General Assembly of 1995,
4 the Montgomery County - Adventist Health Care Mid-Atlantic Loan of 1995, to
5 alter the location of a facility for child abuse intake services.

6 BY repealing and reenacting, with amendments,
7 Chapter 170 of the Acts of the General Assembly of 1995
8 Section 1

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

11 **Chapter 170 of the Acts of 1995**

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 theMontgomery
16 County - Adventist Health Care Mid-Atlantic Loan of 1995 in a total principal amount
17 equal to the lesser of (i) \$600,000 or (ii) the amount of the matching fund provided in
18 accordance with Section 1(5) below. This loan shall be evidenced by theissuance, sale,
19 and delivery of State general obligation bonds authorized by a resolution of the Board of
20 Public Works and issued, sold, and delivered in accordance with §§ 8-117 through 8-124
21 of the State Finance and Procurement Article and Article 31, § 22 of the Code.

22 (2) The bonds to evidence this loan or installments of this loan maybe 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 Board of Directors of Adventist Health Care Mid-Atlantic (referred to
 7 hereafter in this Act as "the grantee") for the design, planning, repair, renovation,
 8 rehabilitation, construction and equipping of the pediatric care facilities, including
 9 pediatric intensive care, the special care nursery, and A FACILITY FOR child abuse intake
 10 services, at Shady Grove Hospital, located at 9901 Medical Center Drivein Montgomery
 11 County [and for a facility for child abuse intake service at WashingtonAdventist
 12 Hospital, located at 7600 Carroll Avenue in Montgomery County].

13 (4) An annual State tax is imposed on all assessable property in theState in rate
 14 and amount sufficient to pay the principal of and interest on the bondsas 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 andexpend 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. No part of
 21 the fund may consist of real property or in kind contributions. The fund may consist of
 22 funds expended prior to the effective date of this Act. In case of any dispute as to the
 23 amount of the matching fund or what money or assets may qualify as matching funds, the
 24 Board of Public Works shall determine the matter and the Board's decision is final. The
 25 grantee has until June 1, 1997, to present evidence satisfactory to theBoard of Public
 26 Works that a matching fund will be provided. If satisfactory evidence is presented, the
 27 Board shall certify this fact and the amount of the matching fund to the State Treasurer,
 28 and the proceeds of the loan equal to the amount of the matching fund shall be expended
 29 for the purposes provided in this Act. Any amount of the loan in excessof the amount of
 30 the matching fund certified by the Board of Public Works shall be canceled and be of no
 31 further effect.

32 (6) No portion of the proceeds of the loan or any of the matching funds may be
 33 used for the furtherance of sectarian religious instruction, or in connection with the
 34 design, acquisition, or construction of any building used or to be usedas a place of
 35 sectarian religious worship or instruction, or in connection with any program or
 36 department of divinity for any religious denomination. Upon the requestof the Board of
 37 Public Works, the grantee shall submit evidence satisfactory to the Board that none of the
 38 proceeds of the loan or any matching funds has been or is being used for a purpose
 39 prohibited by this Act.

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

