
By: Senator Blount

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Assigned to: Rules

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Committee Report: Favorable with amendments

Senate action: Adopted

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CHAPTER ____

1 AN ACT concerning

2 **Creation of a State Debt - Baltimore City - Rehoboth Church of God in Christ Jesus**
3 **Apostolic, Inc. Day Care Center and Academy**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed \$150,000, the
5 proceeds to be used as a grant to the Board of Directors of the Rehoboth Church of
6 God in Christ Jesus Apostolic, Inc. for certain acquisition, development, or
7 improvement purposes; providing for disbursement of the loan proceeds, subject to
8 a requirement that the grantee provide and expend a matching fund; prohibiting the
9 use of the grant or any of the matching funds for sectarian religious purposes; and
10 providing generally for the issuance and sale of bonds evidencing the loan.

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
12 MARYLAND, That:

13 (1) The Board of Public Works may borrow money and incur indebtedness on
14 behalf of the State of Maryland through a State loan to be known as the Baltimore City
15 - Rehoboth Church of God in Christ Jesus Apostolic, Inc. Day Care Center and Academy
16 Loan of 1996 in a total principal amount equal to the lesser of (i) \$150,000 or (ii) the
17 amount of the matching fund provided in accordance with Section 1(5) below. This loan
18 shall be evidenced by the issuance, sale, and delivery of State general obligation bonds
19 authorized by a resolution of the Board of Public Works and issued, sold, and delivered in
20 accordance with §§ 8-117 through 8-124 of the State Finance and Procurement Article
21 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 the Rehoboth Church of God in Christ Jesus
 7 Apostolic, Inc. (referred to hereafter in this Act as "the grantee") for the planning,
 8 design, repair, renovation, and capital equipping of a building at 818 Franklinton Road
 9 in Baltimore City, to be used as a day care center ~~and an academy for kindergarten~~
 10 ~~through grade eight.~~

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

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

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

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

