

CF 7lr1417

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**By: Delegate Kelly**

Introduced and read first time: January 31, 1997

Assigned to: Appropriations

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 30, 1997

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## CHAPTER \_\_\_\_

1 AN ACT concerning

2 **Creation of a State Debt - Baltimore County - Active Coalition for Transitional Services,**  
3 **Inc.**4 FOR the purpose of authorizing the creation of a State Debt ~~in the amount of \$200,000~~  
5 not to exceed \$50,000, the proceeds to be used as a grant to the Board of Directors  
6 of the Active Coalition for Transitional Services, Inc. (~~ACT, Inc.~~) (ACTS, Inc.) for  
7 certain development or improvement purposes; providing for disbursement of the  
8 loan proceeds, subject to a requirement that the grantee provide and expend a  
9 matching fund; prohibiting the use of the proceeds for 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  
15 County - Active Coalition for Transitional Services, Inc. Loan of 1997 in ~~the total~~  
16 ~~principal amount of \$200,000~~ a total principal amount equal to the lesser of (i) \$50,000 or  
17 (ii) the amount of the matching fund provided in accordance with Section 1(5) below.  
18 This loan shall be evidenced by the issuance, sale, and delivery of State general obligation  
19 bonds authorized by a resolution of the Board of Public Works and issued, sold, and  
20 delivered in accordance with §§ 8-117 through 8-124 of the State Finance and  
21 Procurement Article and Article 31, § 22 of the Code.22 (2) The bonds to evidence this loan or installments of this loan may be 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.25 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer and  
26 first shall be applied to the payment of the expenses of issuing, selling, and delivering the

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1 bonds, unless funds for this purpose are otherwise provided, and then shall be credited on  
 2 the books of the Comptroller and expended, on approval by the Board of Public Works,  
 3 for the following public purposes, including any applicable architects' and engineers' fees:  
 4 as a grant to the Board of Directors of the Active Coalition for Transitional Services, Inc.  
 5 ~~(ACT, Inc.)~~ (ACTS, Inc.) (referred to hereafter in this Act as "the grantee") for lead  
 6 abatement at ~~three~~ two buildings, located in Towson at 36 and 48 East Burke Avenue ~~and~~  
 7 ~~at 609 Baltimore Avenue~~, the work to consist of the removal of and legal disposal of  
 8 various materials that contain lead paint, the replacement of the materials with lead free  
 9 substances, the encapsulation of specific parts of the buildings that are not removed, and  
 10 the repair of the buildings that is necessitated by the lead abatement procedures. The  
 11 buildings will be used by ~~ACT, Inc.~~ ACTS, Inc. as shelters for victims of domestic  
 12 violence.

13 (4) An annual State tax is imposed on all assessable property in the State in rate  
 14 and amount sufficient to pay the principal of and interest on the bonds, as 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 and expend 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 matching fund may  
 22 consist of funds expended prior to the effective date of this Act. In case of any dispute as  
 23 to the amount of the matching fund or what money or assets may qualify as matching  
 24 funds, the Board of Public Works shall determine the matter and the Board's decision is  
 25 final. The grantee has until June 1, 1999, to present evidence satisfactory to the Board of  
 26 Public Works that a matching fund will be provided. If satisfactory evidence is presented,  
 27 the Board shall certify this fact and the amount of the matching fund to the State  
 28 Treasurer, and the proceeds of the loan equal to the amount of the matching fund shall  
 29 be expended for the purposes provided in this Act. Any amount of the loan in excess of  
 30 the amount of the matching fund certified by the Board of Public Works shall be canceled  
 31 and be of no further effect.

32 ~~(5)~~ (6) No portion of the proceeds of the loan or any of the matching funds may  
 33 be 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 used as 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 request of 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 have been or are 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, 1997.

