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**By: Delegates Rawlings, Fulton, Marriott, Kirk, C. Mitchell, and Watson**

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Committee Report: Favorable with amendments

House action: Adopted

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Creation of a State Debt - Baltimore City - New Song Urban Ministries - Fulton Avenue**  
3 **Center**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$500,000~~  
5 \$400,000, the proceeds to be used as a grant to the Board of Directors of New Song  
6 Urban Ministries, Inc. for certain acquisition, development, or improvement  
7 purposes; providing for disbursement of the loan proceeds, subject to a requirement  
8 that the grantee provide and expend a matching fund; prohibiting the use of the  
9 proceeds of the bonds or 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 - New Song Urban Ministries - Fulton Avenue Center Loan of 1997 in a total principal  
16 amount equal to the lesser of (i) ~~\$500,000~~ \$400,000 or (ii) the amount of the matching  
17 fund provided in accordance with Section 1(5) below. This loan shall be evidenced by the  
18 issuance, sale, and delivery of State general obligation bonds authorized by a resolution of  
19 the Board of Public Works and issued, sold, and delivered in accordance with §§ 8-117  
20 through 8-124 of the State Finance and Procurement Article and Article 31, § 22 of the  
21 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 New Song Urban Ministries, Inc. (referred to  
5 hereafter in this Act as "the grantee") for the acquisition, planning, design, renovation,  
6 repair, reconstruction, and construction of, and for the provision of capital equipment for,  
7 the Fulton Avenue Center, located at 1300 Fulton Avenue in Baltimore, a center for  
8 community revitalization and outreach programs.

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

13 (5) Prior to the payment of any funds under the provisions of this Act for the  
14 purposes set forth in Section 1(3) above, the grantee shall provide and expend a matching  
15 fund. No part of the grantee's matching fund may be provided, either directly or  
16 indirectly, from funds of the State, whether appropriated or unappropriated. No part of  
17 the fund may consist of real property. The fund may consist of in kind contributions or  
18 funds expended prior to the effective date of this Act. In case of any dispute as to the  
19 amount of the matching fund or what money or assets may qualify as matching funds, the  
20 Board of Public Works shall determine the matter and the Board's decision is final. The  
21 grantee has until June 1, 1999, to present evidence satisfactory to the Board of Public  
22 Works that a matching fund will be provided. If satisfactory evidence is presented, the  
23 Board shall certify this fact and the amount of the matching fund to the State Treasurer,  
24 and the proceeds of the loan equal to the amount of the matching fund shall be expended  
25 for the purposes provided in this Act. Any amount of the loan in excess of the amount of  
26 the matching fund certified by the Board of Public Works shall be canceled and be of no  
27 further effect.

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

36 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
37 June 1, 1997.

