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**By: Delegates Busch, Clagett, and Bissett**

Introduced and read first time: February 19, 1997

Assigned to: Appropriations

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A BILL ENTITLED

1 AN ACT concerning

2 **Creation of a State Debt - Anne Arundel County - Historic Annapolis Foundation -**  
3 **Maynard-Burgess House**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed \$200,000, the  
5 proceeds to be used as a grant to the Historic Annapolis Foundation for certain  
6 acquisition, development, or improvement purposes; providing for disbursement of  
7 the loan proceeds, subject to a requirement that the grantee provide and expend a  
8 matching fund; requiring the grantee to convey a historic easement to the Maryland  
9 Historical Trust; and providing generally for the issuance and sale of bonds  
10 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 Anne Arundel  
15 County - Historic Annapolis Foundation - Maynard-Burgess House Loan of 1997 in a  
16 total principal amount equal to the lesser of (i) \$200,000 or (ii) the amount of the  
17 matching fund provided in accordance with Section 1(5) below. This loan shall be  
18 evidenced by the issuance, sale, and delivery of State general obligation bonds authorized  
19 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 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  
27 bonds, unless funds for this purpose are otherwise provided, and then shall be credited on  
28 the books of the Comptroller and expended, on approval by the Board of Public Works,  
29 for the following public purposes, including any applicable architects' and engineers' fees:  
30 as a grant to the Historic Annapolis Foundation (referred to hereafter in this Act as "the  
31 grantee") for the repair, renovation, and restoration of the Maynard-Burgess House,  
32 located on Duke of Gloucester Street in Annapolis, and the stabilization of the building,  
33 the infrastructure, and the surrounding land.

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

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

20           (6) (a) Prior to the issuance of the bonds, the grantee shall grant and convey to  
21 the Maryland Historical Trust a perpetual preservation easement to the extent of its  
22 interest:

23                           (i) On the land or such portion of the land acceptable to the Trust;  
24 and

25                           (ii) On the exterior and interior, where appropriate, of the historic  
26 structures.

27                           (b) The easement must be in form and substance acceptable to the Trust  
28 and the extent of the interest to be encumbered must be acceptable to the Trust.

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