

(PRE-FILED)

CF 7r0890

By: Senator Astle

Requested: November 13, 1996

Introduced and read first time: January 8, 1997

Assigned to: Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: April 2, 1997

CHAPTER _____

1 AN ACT concerning

2 Creation of a State Debt - Anne Arundel County - Captain Salem Avery's House

3 FOR the purpose of authorizing the creation of a State Debt not to exceed \$25,000, the
4 proceeds to be used as a grant to the Board of Directors of the Shady Side Rural
5 Heritage Society, Inc. for certain development or improvement purposes; providing
6 for disbursement of the loan proceeds, subject to a requirement that the County
7 Executive and County Council of Anne Arundel County provide and expend a
8 matching fund; and providing generally for the issuance and sale of bonds
9 evidencing the loan.

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

12 (1) The Board of Public Works may borrow money and incur indebtedness on
13 behalf of the State of Maryland through a State loan to be known as the Anne Arundel
14 County - Captain Salem Avery's House Loan of 1997 in a total principal amount equal to
15 the lesser of (i) \$25,000 or (ii) the amount of the matching fund provided in accordance
16 with Section 1(5) below. This loan shall be evidenced by the issuance, sale, and delivery of
17 State general obligation bonds authorized by a resolution of the Board of Public Works
18 and issued, sold, and delivered in accordance with §§ 8-117 through 8-124 of the State
19 Finance and Procurement Article and Article 31, § 22 of the Code.

20 (2) The bonds to evidence this loan or installments of this loan may be sold as a
21 single issue or may be consolidated and sold as part of a single issue of bonds under §
22 8-122 of the State Finance and Procurement Article.

23 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer and
24 first shall be applied to the payment of the expenses of issuing, selling, and delivering the
25 bonds, unless funds for this purpose are otherwise provided, and then shall be credited on

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1 the books of the Comptroller and expended, on approval by the Board of Public Works,
2 for the following public purposes, including any applicable architects' and engineers' fees:
3 as a grant to the Board of Directors of the Shady Side Rural Heritage Society, Inc. for the
4 restoration, rehabilitation, renovation, and expansion of, and for the provision of capital
5 equipment for, Captain Salem Avery's House in Shady Side, Maryland.

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

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

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