

HOUSE BILL 163

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B2

1998 Regular Session
8r1010
CF 8r1473

By: **Delegates Curran, Boston, Oaks, Opara, Campbell, McIntosh,
Rosenberg, Doory, Montague, Kirk, C. Mitchell, Watson, Branch, C.
Davis, Harrison, Dypski, Hammen, Krysiak, McHale, T. Murphy, E.
Burns, Nathan-Pulliam, Jones, Dewberry, Klausmeier, Ports, Redmer,
Marriott, Rawlings, and Fulton**

Introduced and read first time: January 21, 1998
Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Creation of a State Debt - Baltimore City Fraternal Order of Police -**
3 **Memorial**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed \$1,000,000,
5 the proceeds to be used as a grant to the Board of Directors of the Baltimore City
6 Fraternal Order of Police Memorial Fund, Inc. for certain acquisition,
7 development, or improvement purposes; providing for disbursement of the loan
8 proceeds, subject to a requirement that the grantee provide and expend a
9 matching fund; 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 Baltimore
15 City Fraternal Order of Police - Memorial Loan of 1998 in a total principal amount
16 equal to the lesser of (i) \$1,000,000 or (ii) the amount of the matching fund provided
17 in accordance with Section 1(5) below. This loan shall be evidenced by the issuance,
18 sale, and delivery of State general obligation bonds authorized by a resolution of the
19 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
21 the Code.

22 (2) The bonds to evidence this loan or installments of this loan may be sold as
23 a 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
26 and first shall be applied to the payment of the expenses of issuing, selling, and
27 delivering the bonds, unless funds for this purpose are otherwise provided, and then
28 shall be credited on the books of the Comptroller and expended, on approval by the

1 Board of Public Works, for the following public purposes, including any applicable
2 architects' and engineers' fees: as a grant to the Board of Directors of the Baltimore
3 City Fraternal Order of Police Memorial Fund, Inc. (referred to hereafter in this Act
4 as "the grantee") for the planning, design, and construction of a memorial to the
5 policemen of the City of Baltimore who have died in the line of duty, giving their lives
6 for the lives of citizens everywhere.

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

11 (5) Prior to the payment of any funds under the provisions of this Act for the
12 purposes set forth in Section 1(3) above, the grantee shall provide and expend a
13 matching fund. No part of the grantee's matching fund may be provided, either
14 directly or indirectly, from funds of the State, whether appropriated or
15 unappropriated. The fund may consist of real property, in kind contributions, or funds
16 expended prior to the effective date of this Act. In case of any dispute as to the amount
17 of the matching fund or what money or assets may qualify as matching funds, the
18 Board of Public Works shall determine the matter and the Board's decision is final.
19 The grantee has until June 1, 2000, to present evidence satisfactory to the Board of
20 Public Works that a matching fund will be provided. If satisfactory evidence is
21 presented, the Board shall certify this fact and the amount of the matching fund to
22 the State Treasurer, and the proceeds of the loan equal to the amount of the matching
23 fund shall be expended for the purposes provided in this Act. Any amount of the loan
24 in excess of the amount of the matching fund certified by the Board of Public Works
25 shall be canceled and be of no further effect.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 June 1, 1998.