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By: **Delegate Montague**

Introduced and read first time: February 13, 1998

Assigned to: Appropriations

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A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City - The Eubie Blake National Jazz Institute and Cultural**  
3 **Center Loan of 1994**

4 FOR the purpose of amending Chapter 220 of the Acts of the General Assembly of  
5 1994, the Baltimore City - Eubie Blake National Museum and Cultural Center  
6 Loan of 1994, as amended by Chapter 322 of the Acts of the General Assembly of  
7 1995, as amended by Chapter 12 of the Acts of the General Assembly of 1996, to  
8 alter the title of the loan and the name of the institution that is to be the  
9 recipient of the proceeds of the bonds to be The Eubie Blake National Jazz  
10 Institute and Cultural Center, to alter the location of the Center to be 847 North  
11 Howard Street in Baltimore City, and to alter the use of the proceeds of the  
12 bonds.

13 BY repealing and reenacting, with amendments,  
14 Chapter 220 of the Acts of the General Assembly of 1994, as amended by  
15 Chapter 322 of the Acts of the General Assembly of 1995, as amended by  
16 Chapter 12 of the Acts of the General Assembly of 1996  
17 Section 1

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Chapter 220 of the Acts of 1994, as amended by Chapter 322 of the Acts of**  
21 **1995, as amended by Chapter 12 of the Acts of 1996**

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
23 MARYLAND, That:

24 (1) The Board of Public Works may borrow money and incur indebtedness on  
25 behalf of the State of Maryland through a State loan to be known as [the]THE Eubie  
26 Blake National [Museum] JAZZ INSTITUTE and Cultural Center Loan of 1994 in a  
27 total principal amount equal to the lesser of (i) \$250,000 or (ii) the amount of the  
28 matching fund provided in accordance with Section 1(5) below. This loan shall be  
29 evidenced by the issuance, sale, and delivery of State general obligation bonds  
30 authorized by a resolution of the Board of Public Works and issued, sold, and

1 delivered in accordance with §§ 8-117 through 8-124 of the State Finance and  
2 Procurement Article and Article 31, § 22 of the Code.

3 (2) The bonds to evidence this loan or installments of this loan may be sold as  
4 a single issue or may be consolidated and sold as part of a single issue of bonds under  
5 § 8-122 of the State Finance and Procurement Article.

6 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
7 and first shall be applied to the payment of the expenses of issuing, selling, and  
8 delivering the bonds, unless funds for this purpose are otherwise provided, and then  
9 shall be credited on the books of the Comptroller and expended, on approval by the  
10 Board of Public Works, for the following public purposes, including any applicable  
11 architects' and engineers' fees: as a grant to [the] THE Eubie Blake National  
12 [Museum] JAZZ INSTITUTE and Cultural Center, Inc. for the [razing of an existing  
13 building and the planning, design, construction, and equipping of a new building at  
14 Franklin and Howard Streets in Baltimore City, to be used as the Eubie Blake  
15 National Museum and Cultural Center.] REPAIR, RENOVATION, RECONSTRUCTION,  
16 CONSTRUCTION, AND CAPITAL EQUIPPING OF A BUILDING AT 847 NORTH HOWARD  
17 STREET IN BALTIMORE CITY TO BE NAMED IN HONOR OF EUBIE BLAKE AND TO BE  
18 USED AS A MODERN PERFORMING ARTS CENTER THAT WOULD BE A HOME FOR THE  
19 WORK OF MINORITY ARTISTS AND WOULD PROVIDE AREA RESIDENTS WITH CLASSES  
20 AND ACTIVITIES IN THE ARTS.

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

25 (5) Prior to the payment of any funds under the provisions of this Act for the  
26 purposes set forth in Section 1(3) above, the Eubie Blake National Museum and  
27 Cultural Center, Inc. shall provide and expend a matching fund. No part of an  
28 applicant's matching fund may be provided, either directly or indirectly, from funds of  
29 the State, whether appropriated or unappropriated. No part of the fund may consist of  
30 real property, in kind contributions, or funds expended prior to the effective date of  
31 this Act. In case of any dispute as to the amount of the matching fund or what money  
32 or assets may qualify as matching funds, the Board of Public Works shall determine  
33 the matter and the Board's decision is final. The Eubie Blake National [Museum]  
34 JAZZ INSTITUTE and Cultural Center, Inc. has until June 1, 1996, to present evidence  
35 satisfactory to the Board of Public Works that a matching fund will be provided. If  
36 satisfactory evidence is presented, the Board shall certify this fact and the amount of  
37 the matching fund to the State Treasurer, and the proceeds of the loan equal to the  
38 amount of the matching fund shall be expended for the purposes provided in this Act.  
39 Any amount of the loan in excess of the amount of the matching fund certified by the  
40 Board of Public Works shall be canceled and be of no further effect.

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