

SENATE BILL 211

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B2

1998 Regular Session
8r1043
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By: **Senator Hafer**

Introduced and read first time: January 29, 1998
Assigned to: Budget and Taxation

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 27, 1998

CHAPTER _____

1 AN ACT concerning

2 **Creation of a State Debt - Allegany County Agricultural Expo and**
3 **Fairgrounds**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$850,000~~
5 \$200,000, the proceeds to be used as a grant to the Board of County
6 Commissioners of Allegany County for certain acquisition, development, or
7 improvement purposes; providing for disbursement of the loan proceeds, subject
8 to a requirement that the grantee provide and expend a matching fund; and
9 providing generally for the issuance and sale of bonds 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 Allegany
14 County Agricultural Expo and Fairgrounds Loan of 1998 in a total principal amount
15 equal to the lesser of (i) ~~\$850,000~~ \$200,000 or (ii) the amount of the matching fund
16 provided in accordance with Section 1(5) below. This loan shall be evidenced by the
17 issuance, sale, and delivery of State general obligation bonds authorized by a
18 resolution of the Board of Public Works and issued, sold, and delivered in accordance
19 with §§ 8-117 through 8-124 of the State Finance and Procurement Article and
20 Article 31, § 22 of the Code.

21 (2) The bonds to evidence this loan or installments of this loan may be sold as
22 a single issue or may be consolidated and sold as part of a single issue of bonds under
23 § 8-122 of the State Finance and Procurement Article.

24 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer
25 and first shall be applied to the payment of the expenses of issuing, selling, and

1 delivering the bonds, unless funds for this purpose are otherwise provided, and then
2 shall be credited on the books of the Comptroller and expended, on approval by the
3 Board of Public Works, for the following public purposes, including any applicable
4 architects' and engineers' fees: as a grant to the Board of County Commissioners of
5 Allegany County (referred to hereafter in this Act as "the grantee") for the planning,
6 design, construction, and capital equipping on the County fairgrounds of three
7 connected pavilion buildings that would contain the Allegany County Agricultural
8 Expo offices, exhibition areas, rest rooms, and showers and a separate expo building
9 that would contain a year round activity area with a catering kitchen and rest rooms
10 that could be used for meetings, conventions, banquets, trade shows, and similar
11 events.

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

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

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