

SENATE BILL 458

Unofficial Copy  
B2

1998 Regular Session  
(8lr2071)

**ENROLLED BILL**  
*-- Budget and Taxation/Appropriations --*

Introduced by ~~Senator McFadden~~ **Senators McFadden and Jefferies**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this  
\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_ M.

\_\_\_\_\_  
President.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Creation of a State Debt - Baltimore City - ~~Family Life Center~~ Human and**  
3 **Community Development Centers**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$400,000~~  
5 \$200,000, the proceeds to be used as a grant to the Board of Directors of the  
6 ~~First~~ Apostolic Development Corporation for certain acquisition, development,  
7 or improvement purposes; providing for disbursement of the loan proceeds,  
8 subject to a requirement that the grantee provide and expend a matching fund;  
9 prohibiting the grantee from using the funds for sectarian religious purposes;  
10 and providing generally for the issuance and sale of bonds 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 - ~~Family Life Center~~ Human and Community Development Centers Loan of  
16 1998 in a total principal amount equal to the lesser of (i) ~~\$400,000~~ \$200,000 or (ii) the

1 amount of the matching fund provided in accordance with Section 1(5) below. This  
2 loan shall be evidenced by the issuance, sale, and delivery of State general obligation  
3 bonds authorized by a resolution of the Board of Public Works and issued, sold, and  
4 delivered in accordance with §§ 8-117 through 8-124 of the State Finance and  
5 Procurement Article and Article 31, § 22 of the Code.

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

9 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
10 and first shall be applied to the payment of the expenses of issuing, selling, and  
11 delivering the bonds, unless funds for this purpose are otherwise provided, and then  
12 shall be credited on the books of the Comptroller and expended, on approval by the  
13 Board of Public Works, for the following public purposes, including any applicable  
14 architects' and engineers' fees: as a grant to the Board of Directors of the ~~First~~  
15 Apostolic Development Corporation (referred to hereafter in this Act as "the grantee")  
16 for the planning, design, construction, repair, renovation, and capital equipping and  
17 furnishing of facilities located at 20 and 40 South Caroline Street, to be known as the  
18 ~~Family Life Center~~ East Harbor Community Empowerment Center and the Family  
19 Life Community Multipurpose Center, the facilities to be used for family services for  
20 low income people.

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 grantee shall provide and expend a  
27 matching fund. No part of the grantee's matching fund may be provided, either  
28 directly or indirectly, from funds of the State, whether appropriated or  
29 unappropriated. No part of the fund may consist of real property ~~or in kind~~  
30 ~~contributions~~. The fund may consist of in kind contributions or funds expended prior  
31 to the effective date of this Act. In case of any dispute as to the amount of the  
32 matching fund or what money or assets may qualify as matching funds, the Board of  
33 Public Works shall determine the matter and the Board's decision is final. The  
34 grantee has until June 1, 2000, to present evidence satisfactory to the Board of Public  
35 Works that a matching fund will be provided. If satisfactory evidence is presented, the  
36 Board shall certify this fact and the amount of the matching fund to the State  
37 Treasurer, and the proceeds of the loan equal to the amount of the matching fund  
38 shall be expended for the purposes provided in this Act. Any amount of the loan in  
39 excess of the amount of the matching fund certified by the Board of Public Works  
40 shall be canceled and be of no further effect.

41 (6) No portion of the proceeds of the loan or any of the matching funds may be  
42 used for the furtherance of sectarian religious instruction, or in connection with the  
43 design, acquisition, or construction of any building used or to be used as a place of  
44 sectarian religious worship or instruction, or in connection with any program or

1 department of divinity for any religious denomination. Upon the request of the Board  
2 of Public Works, the grantee shall submit evidence satisfactory to the Board that none  
3 of the proceeds of the loan or any matching funds have been or are being used for a  
4 purpose prohibited by this Act.

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