

SENATE BILL 755

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B2  
HB 1224/97 - APP

1998 Regular Session  
8r2688

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By: **Senator Trotter**  
Introduced and read first time: February 26, 1998  
Rule 32 suspended  
Assigned to: Budget and Taxation

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

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Creation of a State Debt - Prince George's County - Mission of Love Center**

3 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$150,000~~  
4 \$100,000, the proceeds to be used as a grant to the Board of Directors of the  
5 Mission of Love, Inc. for certain acquisition, development, or improvement  
6 purposes; providing for disbursement of the loan proceeds, subject to a  
7 requirement that the grantee provide and expend a matching fund; prohibiting  
8 the use of the proceeds of the bonds or matching funds for sectarian religious  
9 purposes; and providing generally for the issuance and sale of bonds evidencing  
10 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 Prince  
15 George's County - Mission of Love Center Loan of 1998 in a total principal amount  
16 equal to the lesser of (i) ~~\$150,000~~ \$100,000 or (ii) the amount of the matching fund  
17 provided in accordance with Section 1(5) below. This loan shall be evidenced by the  
18 issuance, sale, and delivery of State general obligation bonds authorized by a  
19 resolution of the Board of Public Works and issued, sold, and delivered in accordance  
20 with §§ 8-117 through 8-124 of the State Finance and Procurement Article and  
21 Article 31, § 22 of 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.

1 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
2 and first shall be applied to the payment of the expenses of issuing, selling, and  
3 delivering the bonds, unless funds for this purpose are otherwise provided, and then  
4 shall be credited on the books of the Comptroller and expended, on approval by the  
5 Board of Public Works, for the following public purposes, including any applicable  
6 architects' and engineers' fees: as a grant to the Board of Directors of the Mission of  
7 Love, Inc. (referred to hereafter in this Act as "the grantee") for the repair, renovation,  
8 expansion and capital equipping of a building, or for the acquisition of another  
9 building, as well as for the repair, renovation and capital equipping of that building,  
10 either or both of these buildings to be used as facilities for storing goods to be  
11 distributed to the poor and for other associated activities of the Mission of Love, Inc.  
12 located ~~in Capitol Heights~~ in Prince George's County.

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

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

32 (6) No portion of the proceeds of the loan or any of the matching funds may be  
33 used for the furtherance of sectarian religious instruction, or in connection with the  
34 design, acquisition, or construction of any building used or to be used as a place of  
35 sectarian religious worship or instruction, or in connection with any program or  
36 department of divinity for any religious denomination. Upon the request of the Board  
37 of Public Works, the grantee shall submit evidence satisfactory to the Board that none  
38 of the proceeds of the loan or any matching funds have been or are being used for a  
39 purpose prohibited by this Act.

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

