

SENATE BILL 780

Unofficial Copy  
B2

1998 Regular Session  
8r2769  
CF HB1290

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By: **Senator Van Hollen**

Introduced and read first time: March 9, 1998

Rule 32 suspended

Assigned to: Budget and Taxation

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A BILL ENTITLED

1 AN ACT concerning

2 **Creation of a State Debt - Prince George's County - New Hope Foundation**

3 FOR the purpose of authorizing the creation of a State Debt not to exceed \$400,000,  
4 the proceeds to be used as a grant to the Board of Directors of New Hope  
5 Foundation, Inc. for certain acquisition, development, or improvement purposes;  
6 providing for disbursement of the loan proceeds, subject to a requirement that  
7 the grantee provide and expend a matching fund; and providing generally for  
8 the issuance and sale of bonds evidencing the loan.

9 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
10 MARYLAND, That:

11 (1) The Board of Public Works may borrow money and incur indebtedness on  
12 behalf of the State of Maryland through a State loan to be known as the Prince  
13 George's County - New Hope Foundation Loan of 1998 in a total principal amount  
14 equal to the lesser of (i) \$400,000 or (ii) the amount of the matching fund provided in  
15 accordance with Section 1(5) below. This loan shall be evidenced by the issuance, sale,  
16 and delivery of State general obligation bonds authorized by a resolution of the Board  
17 of Public Works and issued, sold, and delivered in accordance with §§ 8-117 through  
18 8-124 of the State Finance and Procurement Article and Article 31, § 22 of the Code.

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

22 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
23 and first shall be applied to the payment of the expenses of issuing, selling, and  
24 delivering the bonds, unless funds for this purpose are otherwise provided, and then  
25 shall be credited on the books of the Comptroller and expended, on approval by the  
26 Board of Public Works, for the following public purposes, including any applicable  
27 architects' and engineers' fees: as a grant to the Board of Directors of New Hope  
28 Foundation, Inc. (referred to hereafter in this Act as "the grantee") for the planning,  
29 design, construction and capital equipping and furnishing of three houses and the  
30 planning, design, repair, renovation, and capital equipping and furnishing of one  
31 house, all four of the houses to be located on the same property in Brandywine, to be

1 used as environmentally safe, chemical-free homes for mentally ill individuals who  
2 have multiple chemical sensitivities and cannot live in regular home facilities.

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

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

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