

HOUSE BILL 156

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B2

1999 Regular Session
9lr0467
CF 9lr0466

By: **Delegates McHale and T. Murphy Cole**
Introduced and read first time: January 28, 1999
Assigned to: Appropriations

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 29, 1999

CHAPTER _____

1 AN ACT concerning

2 **Creation of a State Debt - Baltimore City - South Baltimore Learning Center**

3 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$500,000~~
4 \$400,000, the proceeds to be used as a grant to the Board of Directors of the
5 South Baltimore Learning Corporation for certain 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; and
8 providing generally for 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 Baltimore
13 City - South Baltimore Learning Center Loan of 1999 in a total principal amount
14 equal to the lesser of (i) ~~\$500,000~~ \$400,000 or (ii) the amount of the matching fund
15 provided in accordance with Section 1(5) below. This loan shall be evidenced by the
16 issuance, sale, and delivery of State general obligation bonds authorized by a
17 resolution of the Board of Public Works and issued, sold, and delivered in accordance
18 with §§ 8-117 through 8-124 of the State Finance and Procurement Article and
19 Article 31, § 22 of the Code.

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

23 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer
24 and first shall be applied to the payment of the expenses of issuing, selling, and
25 delivering the bonds, unless funds for this purpose are otherwise provided, and then

1 shall be credited on the books of the Comptroller and expended, on approval by the
2 Board of Public Works, for the following public purposes, including any applicable
3 architects' and engineers' fees: as a grant to the Board of Directors of the South
4 Baltimore Learning Corporation (referred to hereafter in this Act as "the grantee") for
5 planning, design, repair, renovation, capital equipping of, and other capital
6 improvements to a building formerly used as the South Station Police Building, at 28
7 East Ostend Street in Baltimore.

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

12 (5) Prior to the payment of any funds under the provisions of this Act for the
13 purposes set forth in Section 1(3) above, the grantee shall provide and expend a
14 matching fund. No part of the grantee's matching fund may be provided, either
15 directly or indirectly, from funds of the State, whether appropriated or
16 unappropriated. No part of the fund may consist of in kind contributions. The fund
17 may consist of real property or funds expended prior to the effective date of this Act.
18 In case of any dispute as to the amount of the matching fund or what money or assets
19 may qualify as matching funds, the Board of Public Works shall determine the matter
20 and the Board's decision is final. The grantee has until June 1, 2001, to present
21 evidence satisfactory to the Board of Public Works that a matching fund will be
22 provided. If satisfactory evidence is presented, the Board shall certify this fact and
23 the amount of the matching fund to the State Treasurer, and the proceeds of the loan
24 equal to the amount of the matching fund shall be expended for the purposes provided
25 in this Act. Any amount of the loan in excess of the amount of the matching fund
26 certified by the Board of Public Works shall be canceled and be of no further effect.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 June 1, 1999.