

HOUSE BILL 882

Unofficial Copy  
B2

1999 Regular Session  
9r1883  
CF 9r2502

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By: **Delegates D'Amato, Busch, and Clagett**  
Introduced and read first time: February 12, 1999  
Assigned to: Appropriations

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

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Creation of a State Debt - Anne Arundel County - Kunta Kinte - Alex Haley**  
3 **Memorial**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$350,000~~  
5 \$300,000, the proceeds to be used as a grant to the ~~Kunta Kinte - Alex Haley~~  
6 ~~Memorial Foundation~~ Board of Directors of the Kunta Kinte - Alex Haley  
7 Foundation, Inc. for certain development or improvement purposes; providing  
8 for disbursement of the loan proceeds, subject to a requirement that the grantee  
9 provide and expend a matching fund; and providing generally for the issuance  
10 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 Anne Arundel  
15 County - Kunta Kinte - Alex Haley Memorial Loan of 1999 in a total principal  
16 amount equal to the lesser of (i) ~~\$350,000~~ \$300,000 or (ii) the amount of the matching  
17 fund provided in accordance with Section 1(5) below. This loan shall be evidenced by  
18 the 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 ~~Kunta Kinte - Alex Haley Memorial~~  
7 ~~Foundation~~ Board of Directors of the Kunta Kinte - Alex Haley Foundation, Inc.  
8 (referred to hereafter in this Act as "the grantee") for the planning, design, and  
9 construction of a memorial to commemorate Kunta Kinte, who, with 97 other  
10 Africans, arrived at the city dock of Annapolis, Maryland on September 29, 1767  
11 aboard the Lord Ligonier to be sold into slavery, and Alex Haley, a descendant of  
12 Kunta Kinte, and the internationally acclaimed Pulitzer Prize winning author of  
13 Roots, the family story of Kunta Kinte and his descendants.

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

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

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