

SENATE BILL 18

Unofficial Copy
B2

1999 Regular Session
(9lr0440)

ENROLLED BILL
-- Budget and Taxation/Appropriations --

Introduced by **Senator Sfikas**

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 - Federation of Hispanic Organizations of the**
3 **Baltimore Metropolitan Area, Inc.**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000
5 ~~\$175,000~~ \$100,000, the proceeds to be used as a grant to the Board of Directors
6 of the Federation of Hispanic Organizations of the Baltimore Metropolitan Area,
7 Inc. for certain acquisition, 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; requiring the grantee to grant and convey
10 a certain easement to the Maryland Historical Trust; and providing generally for
11 the issuance and sale of bonds evidencing the loan.

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That:

14 (1) The Board of Public Works may borrow money and incur indebtedness on
15 behalf of the State of Maryland through a State loan to be known as the Federation of
16 Hispanic Organizations of the Baltimore Metropolitan Area, Inc. Loan of 1999 in a

1 total principal amount equal to the lesser of (i) ~~\$250,000~~ ~~\$175,000~~ \$100,000 or (ii) the
2 amount of the matching fund provided in accordance with Section 1(5) below. This
3 loan shall be evidenced by the issuance, sale, and delivery of State general obligation
4 bonds authorized by a resolution of the Board of Public Works and issued, sold, and
5 delivered in accordance with §§ 8-117 through 8-124 of the State Finance and
6 Procurement Article and Article 31, § 22 of the Code.

7 (2) The bonds to evidence this loan or installments of this loan may be sold as
8 a single issue or may be consolidated and sold as part of a single issue of bonds under
9 § 8-122 of the State Finance and Procurement Article.

10 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer
11 and first shall be applied to the payment of the expenses of issuing, selling, and
12 delivering the bonds, unless funds for this purpose are otherwise provided, and then
13 shall be credited on the books of the Comptroller and expended, on approval by the
14 Board of Public Works, for the following public purposes, including any applicable
15 architects' and engineers' fees: as a grant to the Board of Directors of the Federation
16 of Hispanic Organizations of the Baltimore Metropolitan Area, Inc. (referred to
17 hereafter in this Act as "the grantee") for the acquisition, planning, design, repair,
18 renovation, and capital equipping of a building leased by the Federation, the building
19 to be used for the expansion of the services of the Federation, including the
20 after-school drop-in center, adult literacy programs, English as a second language
21 programs, Spanish language programs, cultural programs, and other seminars,
22 training programs, and workshops.

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

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

42 (6) (a) Prior to the issuance of the bonds, the grantee shall grant and convey
43 to the Maryland Historical Trust a perpetual preservation easement to the extent of
44 its interest:

- 1 (i) On the land or such portion of the land acceptable to the Trust;
- 2 and
- 3 (ii) On the exterior and interior, where appropriate, of the historic
- 4 structures.

5 (b) The easement must be in form and substance acceptable to the Trust and

6 the extent of the interest to be encumbered must be acceptable to the Trust.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect

8 June 1, 1999.