

SENATE BILL 235

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B2

1999 Regular Session  
9r1245  
CF 9r1246

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By: **Senators McFadden, Blount, Kelley, and Hughes**  
Introduced and read first time: February 3, 1999  
Assigned to: Budget and Taxation

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Committee Report: Favorable with amendments  
Senate action: Adopted  
Read second time: April 1, 1999

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Creation of a State Debt - Baltimore City - Great Blacks in Wax Museum**

3 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$750,000~~  
4 \$250,000, the proceeds to be used as a grant to the Board of Directors of the  
5 Great Blacks in Wax Museum, Inc. for certain acquisition, demolition,  
6 development, or improvement purposes; providing for disbursement of the loan  
7 proceeds, subject to a requirement that the grantee provide and expend a  
8 matching fund; and providing generally for the issuance and sale of bonds  
9 evidencing the loan.

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

12 (1) The Board of Public Works may borrow money and incur indebtedness on  
13 behalf of the State of Maryland through a State loan to be known as the Baltimore  
14 City - Great Blacks in Wax Museum Loan of 1999 in a total principal amount equal to  
15 the lesser of (i) ~~\$750,000~~ \$250,000 or (ii) the amount of the matching fund provided in  
16 accordance with Section 1(5) below. This loan shall be evidenced by the issuance, sale,  
17 and delivery of State general obligation bonds authorized by a resolution of the Board  
18 of Public Works and issued, sold, and delivered in accordance with §§ 8-117 through  
19 8-124 of the State Finance and Procurement Article and 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 Great Blacks  
4 in Wax Museum, Inc. (referred to hereafter in this Act as "the grantee") for the  
5 acquisition, demolition, repair, renovation, expansion, reconstruction, and capital  
6 equipping of properties from 1600 through 1649 East North Avenue in Baltimore City,  
7 for use as part of the Great Blacks in Wax Museum and associated facilities.

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) (a) The grantee shall provide and expend a matching fund.

13 (b) No part of the grantee's matching fund may be provided, either  
14 directly or indirectly, from funds of the State, whether appropriated or  
15 unappropriated. The fund may consist of real property, in kind contributions, or funds  
16 expended prior to the effective date of this Act. In case of any dispute as to the amount  
17 of the matching fund or what money or assets may qualify as matching funds, the  
18 Board of Public Works shall determine the matter and the Board's decision is final.

19 (c) The grantee shall present evidence to the satisfaction of the Board of  
20 Public Works of the provision and expenditure of the matching fund, and the Board of  
21 Public Works shall disburse the proceeds of the grant under the provisions of this Act  
22 for the purposes set forth in Section 1(3) above, both to be done in installments.

23 (d) As the grantee provides and expends an installment of the matching  
24 fund, which shall be equal to at least 25% of the grant amount authorized in Section  
25 1(1) above, the Board of Public Works shall disburse an installment of the proceeds of  
26 the grant equal to the portion of the matching fund presented at that time by the  
27 grantee.

28 (e) This method of presentation of the matching fund in installments and  
29 of the disbursement of the proceeds of the loan in installments that are equal to each  
30 presentation of the matching fund shall continue until the first to occur of the  
31 disbursement of the total amount of the grant or June 1, 2001.

32 (f) The grantee has until June 1, 2001, to present the final evidence  
33 satisfactory to the Board of Public Works that the total matching fund will be  
34 provided. If satisfactory evidence is presented, the Board shall certify this fact, the  
35 amount of the final installment of the matching fund, and the amount of the total  
36 matching fund to the State Treasurer, and the final proceeds of the loan equal to the  
37 final installment of the matching fund shall be expended for the purposes provided in  
38 this Act. After June 1, 2001, any amount of the loan in excess of the amount of the  
39 matching fund certified by the Board of Public Works shall be canceled and be of no  
40 further effect.

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

