

SENATE BILL 792  
EMERGENCY BILL

Unofficial Copy  
B4

1999 Regular Session  
9lr2633

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By: **Senators Exum and Pinsky**

Constitutional Requirements Complied with for Introduction in the last 35 Days of Session

Introduced and read first time: March 15, 1999

Assigned to: Rules

Re-referred to: Budget and Taxation, March 18, 1999

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Committee Report: Favorable

Senate action: Adopted

Read second time: March 29, 1999

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Prince George's County - Town of Bladensburg - Bostwick House**

3 FOR the purpose of amending Chapter 250 of the Acts of the General Assembly of  
4 1997, the Prince George's County - Town of Bladensburg - Bostwick House Loan  
5 of 1997, to alter the amount of the matching fund that the recipient shall  
6 provide and expend; and making this Act an emergency measure.

7 BY repealing and reenacting, with amendments,  
8 Chapter 250 of the Acts of the General Assembly of 1997  
9 Section 1

10 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
11 MARYLAND, That the Laws of Maryland read as follows:

12 **Chapter 250 of the Acts of 1997**

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

15 (1) The Board of Public Works may borrow money and incur indebtedness on  
16 behalf of the State of Maryland through a State loan to be known as the Prince  
17 George's County - Town of Bladensburg - Bostwick House Loan of 1997 in [a total  
18 principal amount equal to the lesser of (i) \$350,000 or (ii) the amount of the matching  
19 fund provided in accordance with Section 1(5) below] THE TOTAL PRINCIPAL AMOUNT  
20 OF \$350,000. This loan shall be evidenced by the issuance, sale, and delivery of State

1 general obligation bonds authorized by a resolution of the Board of Public Works and  
2 issued, sold, and delivered in accordance with §§ 8-117 through 8-124 of the State  
3 Finance and Procurement Article and Article 31, § 22 of the Code.

4 (2) The bonds to evidence this loan or installments of this loan may be sold as  
5 a single issue or may be consolidated and sold as part of a single issue of bonds under  
6 § 8-122 of the State Finance and Procurement Article.

7 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
8 and first shall be applied to the payment of the expenses of issuing, selling, and  
9 delivering the bonds, unless funds for this purpose are otherwise provided, and then  
10 shall be credited on the books of the Comptroller and expended, on approval by the  
11 Board of Public Works, for the following public purposes, including any applicable  
12 architects' and engineers' fees: as a grant to the Mayor and Town Council of the Town  
13 of Bladensburg (referred to hereafter in this Act as "the grantee") for the acquisition,  
14 planning, design, repair, renovation, restoration, reconstruction, construction, and  
15 capital equipping of the historic Bostwick House, to be used for historic preservation  
16 and cultural programs.

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

21 (5) Prior to the payment of any funds under the provisions of this Act for the  
22 purposes set forth in Section 1(3) above, the grantee shall provide and expend a  
23 matching fund OF \$150,000. No part of the grantee's matching fund may be provided,  
24 either directly or indirectly, from funds of the State, whether appropriated or  
25 unappropriated. The fund may consist of real property, in kind contributions, or funds  
26 expended prior to the effective date of this Act. In case of any dispute as to the amount  
27 of the matching fund or what money or assets may qualify as matching funds, the  
28 Board of Public Works shall determine the matter and the Board's decision is final.  
29 The grantee has until June 1, 1999, to present evidence satisfactory to the Board of  
30 Public Works that a matching fund will be provided. If satisfactory evidence is  
31 presented, the Board shall certify this fact and the amount of the matching fund to  
32 the State Treasurer, and the proceeds of the loan equal to the amount of the matching  
33 fund shall be expended for the purposes provided in this Act. [Any amount of the loan  
34 in excess of the amount of the matching fund certified by the Board of Public Works  
35 shall be canceled and be of no further effect.]

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

39 (i) On the land or such portion of the land acceptable to the Trust;  
40 and

41 (ii) On the exterior and interior, where appropriate, of the historic  
42 structures.

1                   (b)       The easement must be in form and substance acceptable to the Trust  
2 and the extent of the interest to be encumbered must be acceptable to the Trust.

3       SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an  
4 emergency measure, is necessary for the immediate preservation of the public health  
5 and safety, has been passed by a ye and nay vote supported by three-fifths of all the  
6 members elected to each of the two Houses of the General Assembly, and shall take  
7 effect from the date it is enacted.