Unofficial Copy B2 2000 Regular Session Olr1334 CF Olr1333

By: Delegates McHale and Cole

Introduced and read first time: January 17, 2000

Assigned to: Appropriations

#### A BILL ENTITLED

## 1 AN ACT concerning

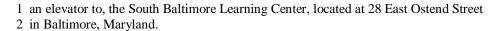
## 2 Creation of a State Debt - Baltimore City - South Baltimore Learning Center

- 3 FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000,
- 4 the proceeds to be used as a grant to the Board of Directors of the South
- 5 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; requiring
- 8 the grantee to grant and convey a certain easement; and providing generally for
- 9 the issuance and sale of bonds 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 South Baltimore Learning Center Loan of 2000 in a total principal amount
- 15 equal to the lesser of (i) \$500,000 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
- 26 shall be credited on the books of the Comptroller and expended, on approval by the
- 27 Board of Public Works, for the following public purposes, including any applicable
- 28 architects' and engineers' fees: as a grant to the Board of Directors of the South
- 29 Baltimore Learning Corporation (referred to hereafter in this Act as "the grantee") for
- 30 the planning, design, construction, repair, renovation, and capital equipping
- 31 (including the upgrading of handicapped-accessibility fixtures) of, and the addition of



- 3 (4) An annual State tax is imposed on all assessable property in the State in 4 rate and amount sufficient to pay the principal of and interest on the bonds, as and 5 when due and until paid in full. The principal shall be discharged within 15 years
- 6 after the date of issuance of the bonds.
- 7 (5) Prior to the payment of any funds under the provisions of this Act for the
- $8\,$  purposes set forth in Section 1(3) above, the grantee shall provide and expend a
- 9 matching fund. No part of the grantee's matching fund may be provided, either
- 10 directly or indirectly, from funds of the State, whether appropriated or
- 11 unappropriated. The fund may consist of real property. No part of the fund may
- 12 consist of in kind contributions or funds expended prior to the effective date of this
- 13 Act. In case of any dispute as to the amount of the matching fund or what money or
- 14 assets may qualify as matching funds, the Board of Public Works shall determine the
- 15 matter and the Board's decision is final. The grantee has until June 1, 2002, to
- 16 present evidence satisfactory to the Board of Public Works that a matching fund will
- 17 be provided. If satisfactory evidence is presented, the Board shall certify this fact and
- 18 the amount of the matching fund to the State Treasurer, and the proceeds of the loan
- 19 equal to the amount of the matching fund shall be expended for the purposes provided
- 20 in this Act. Any amount of the loan in excess of the amount of the matching fund
- 21 certified by the Board of Public Works shall be canceled and be of no further effect.
- 22 (6) (a) Prior to the issuance of the bonds, the grantee shall grant and convey
- 23 to the Maryland Historical Trust a perpetual preservation easement to the extent of
- 24 its interest:
- 25 (i) On the land or such portion of the land acceptable to the Trust;
- 26 and
- 27 (ii) On the exterior and interior, where appropriate, of the historic
- 28 structures.
- 29 (b) The easement must be in form and substance acceptable to the Trust
- 30 and the extent of the interest to be encumbered must be acceptable to the Trust.
- 31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
- 32 June 1, 2000.