

HOUSE BILL 121

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B2

2000 Regular Session  
0lr1334  
CF 0lr1333

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By: **Delegates McHale and Cole**  
Introduced and read first time: January 17, 2000  
Assigned to: Appropriations

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: April 1, 2000

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CHAPTER \_\_\_\_\_

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 \$400,000, the proceeds to be used as a grant to the Board of Directors of the  
5 South 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~~ \$400,000 or (ii) the amount of the matching fund  
16 provided in accordance with Section 1(5) below. This loan shall be evidenced by the  
17 issuance, sale, and delivery of State general obligation bonds authorized by a  
18 resolution of the Board of Public Works and issued, sold, and delivered in accordance  
19 with §§ 8-117 through 8-124 of the State Finance and Procurement Article and  
20 Article 31, § 22 of the Code.

21 (2) The bonds to evidence this loan or installments of this loan may be sold as  
22 a single issue or may be consolidated and sold as part of a single issue of bonds under  
23 § 8-122 of the State Finance and Procurement Article.

24 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
25 and first shall be applied to the payment of the expenses of issuing, selling, and

1 delivering the bonds, unless funds for this purpose are otherwise provided, and then  
 2 shall be credited on the books of the Comptroller and expended, on approval by the  
 3 Board of Public Works, for the following public purposes, including any applicable  
 4 architects' and engineers' fees: as a grant to the Board of Directors of the South  
 5 Baltimore Learning Corporation (referred to hereafter in this Act as "the grantee") for  
 6 the planning, design, construction, repair, renovation, and capital equipping  
 7 (including the upgrading of handicapped-accessibility fixtures) of, and the addition of  
 8 an elevator to, the South Baltimore Learning Center, located at 28 East Ostend Street  
 9 in Baltimore, Maryland.

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

14 (5) Prior to the payment of any funds under the provisions of this Act for the  
 15 purposes set forth in Section 1(3) above, the grantee shall provide and expend a  
 16 matching fund. No part of the grantee's matching fund may be provided, either  
 17 directly or indirectly, from funds of the State, whether appropriated or  
 18 unappropriated. The fund may consist of real property. No part of the fund may  
 19 consist of in kind contributions or funds expended prior to the effective date of this  
 20 Act. In case of any dispute as to the amount of the matching fund or what money or  
 21 assets may qualify as matching funds, the Board of Public Works shall determine the  
 22 matter and the Board's decision is final. The grantee has until June 1, 2002, to  
 23 present evidence satisfactory to the Board of Public Works that a matching fund will  
 24 be provided. If satisfactory evidence is presented, the Board shall certify this fact and  
 25 the amount of the matching fund to the State Treasurer, and the proceeds of the loan  
 26 equal to the amount of the matching fund shall be expended for the purposes provided  
 27 in this Act. Any amount of the loan in excess of the amount of the matching fund  
 28 certified by the Board of Public Works shall be canceled and be of no further effect.

29 ~~(6) (a) Prior to the issuance of the bonds, the grantee shall grant and convey~~  
 30 ~~to the Maryland Historical Trust a perpetual preservation easement to the extent of~~  
 31 ~~its interest.~~

32 ~~(i) On the land or such portion of the land acceptable to the Trust;~~  
 33 ~~and~~

34 ~~(ii) On the exterior and interior, where appropriate, of the historic~~  
 35 ~~structures.~~

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

38 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 39 June 1, 2000.

