
By: **Delegates Goldwater, Taylor, and Pitkin**
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Assigned to: Economic Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 23, 2000

CHAPTER _____

1 AN ACT concerning

2 **Maryland Cultural Arts Districts ~~Authority~~ Commission**

3 FOR the purpose of establishing the Maryland Cultural Arts Districts ~~Authority~~
4 Commission as an independent unit of State government to assist and enhance
5 the development of the cultural arts in Maryland; defining certain terms;
6 providing for the appointment, terms of office, and compensation of the
7 members of the ~~Authority~~ Commission; providing for the powers of the
8 ~~Authority~~ Commission; establishing the powers of the ~~Authority~~ Commission;
9 requiring the ~~Authority~~ Commission to perform certain functions; ~~authorizing~~
10 ~~the Authority to award certain grants and loans; establishing a Maryland~~
11 ~~Cultural Arts Districts Authority Financing Fund; authorizing the Authority to~~
12 ~~issue bonds to support a certified cultural arts district; establishing an appeals~~
13 ~~process for aggrieved persons under this Act requiring the Commission to~~
14 ~~submit a certain report by a certain date; and generally relating to the Maryland~~
15 ~~Cultural Arts Districts Authority~~ Commission and cultural arts districts.

16 BY adding to
17 Article - Financial Institutions
18 Section 13-1201 through ~~13-1224~~ 13-1211, inclusive, to be under the new
19 subtitle "Subtitle 12. Cultural Arts Districts"
20 Annotated Code of Maryland
21 (1998 Replacement Volume and 1999 Supplement)

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

1 **Article - Financial Institutions**

2 SUBTITLE 12. CULTURAL ARTS DISTRICTS.

3 PART I. DEFINITIONS; GENERAL PROVISIONS.

4 13-1201.

5 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
6 INDICATED.7 ~~(B) "AUTHORITY" MEANS THE MARYLAND CULTURAL ARTS DISTRICTS
8 AUTHORITY ESTABLISHED UNDER § 13-1203 OF THIS SUBTITLE.~~9 ~~(C) "BONDS" MEANS REVENUE BONDS, INCLUDING REFUNDING BONDS OR
10 REVENUE ANTICIPATION NOTES, ISSUED BY THE AUTHORITY.~~11 ~~(D)~~ (B) "CERTIFIED CULTURAL ARTS DISTRICT" MEANS A CULTURAL ARTS
12 DISTRICT DESIGNATED IN ACCORDANCE WITH § 13-1211 OF THIS SUBTITLE.13 ~~(E) "FUND" MEANS THE MARYLAND CULTURAL ARTS DISTRICTS AUTHORITY
14 FINANCING FUND ESTABLISHED UNDER § 13-1214 OF THIS SUBTITLE.~~15 (C) "COMMISSION" MEANS THE MARYLAND CULTURAL ARTS DISTRICTS
16 COMMISSION ESTABLISHED UNDER § 13-1203 OF THIS SUBTITLE.17 ~~(F)~~ (D) "CULTURAL ARTS DISTRICT" MEANS A DEVELOPED DISTRICT OF
18 PUBLIC AND PRIVATE USES THAT:19 (1) RANGES IN SIZE FROM A PORTION OF A COUNTY OR MUNICIPAL
20 CORPORATION TO A REGIONAL DISTRICT WITH A SPECIAL COHERENCE;21 (2) IS DISTINGUISHED BY PHYSICAL AND CULTURAL RESOURCES
22 WHICH ~~HAVE PLAYED~~ PLAY A VITAL ROLE IN THE LIFE AND DEVELOPMENT OF THE
23 COMMUNITY AND CONTRIBUTE TO THE PUBLIC THROUGH INTERPRETIVE,
24 EDUCATIONAL, AND RECREATIONAL USE; AND25 (3) IS COMPOSED OF CONTIGUOUS OR NONCONTIGUOUS GEOGRAPHIC
26 AREAS.27 ~~(G)~~ (E) ~~(+)~~ "LOCAL PLAN" MEANS THE POLICIES, STATEMENTS, GOALS,
28 AND INTERRELATED PLANS FOR PRIVATE AND PUBLIC LAND USE, TRANSPORTATION,
29 AND COMMUNITY FACILITIES DOCUMENTED IN TEXTS AND MAPS WHICH
30 CONSTITUTE THE GUIDE FOR THE DISTRICT'S FUTURE DEVELOPMENT.31 ~~(2) "LOCAL PLAN" INCLUDES A GENERAL PLAN, MASTER PLAN,
32 COMPREHENSIVE PLAN, COMMUNITY PLAN, AND THE LIKE AS ADOPTED IN
33 ACCORDANCE WITH ARTICLE 66B, §§ 3.01 THROUGH 3.09.~~

1 ~~(H)~~ (F) "MANAGEMENT PLAN" MEANS A DOCUMENT ~~PREPARED IN~~
 2 ~~ACCORDANCE WITH § 13-1211 OF THIS SUBTITLE~~ THAT INCLUDES A COMPREHENSIVE
 3 STATEMENT IN WORDS, MAPS, ILLUSTRATIONS, OR OTHER MEDIA OF
 4 COMMUNICATION OF THE OBJECTIVES, POLICIES, AND STANDARDS TO GUIDE
 5 PUBLIC AND PRIVATE ACTION FOR THE DEVELOPMENT AND USE OF THE CULTURAL
 6 RESOURCES OF A CERTIFIED CULTURAL ARTS DISTRICT.

7 ~~(H)~~ (G) "RECOGNIZED CULTURAL ARTS DISTRICT" MEANS A CULTURAL ARTS
 8 DISTRICT THAT:

9 (1) THE LOCAL JURISDICTIONS WITHIN THE CULTURAL ARTS DISTRICT
 10 HAVE NOMINATED FOR DESIGNATION AS A RECOGNIZED CULTURAL ARTS DISTRICT
 11 ~~UNDER § 13-1210 OF THIS SUBTITLE~~; AND

12 (2) THE ~~AUTHORITY COMMISSION~~ HAS DESIGNATED AS ELIGIBLE TO
 13 APPLY FOR DESIGNATION AS A CERTIFIED CULTURAL ARTS DISTRICT ~~UNDER §~~
 14 ~~13-1211 OF THIS SUBTITLE~~.

15 13-1202.

16 THIS SUBTITLE:

17 (1) SHALL BE LIBERALLY CONSTRUED TO EFFECT ITS PURPOSES; AND

18 (2) SHALL BE CONSTRUED CONSISTENTLY WITH ANY APPLICABLE
 19 FEDERAL LAW OR WITH THE AUTHORITY OF ANY FEDERAL AGENCY UNDER THAT
 20 LAW.

21 PART II. MARYLAND CULTURAL ARTS DISTRICTS ~~AUTHORITY COMMISSION~~.

22 13-1203.

23 (A) THERE IS A MARYLAND CULTURAL ARTS DISTRICTS COMMISSION
 24 ~~AUTHORITY, ESTABLISHED AS:~~

25 ~~(1)~~ ~~A BODY CORPORATE AND POLITIC; AND~~

26 ~~(2)~~ ~~AN INSTRUMENTALITY OF THE STATE.~~

27 (B) THE ~~AUTHORITY COMMISSION~~ IS AN INDEPENDENT UNIT OF
 28 GOVERNMENT IN THE EXECUTIVE BRANCH OF GOVERNMENT THAT OPERATES IN
 29 THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT.

30 (C) THE EXERCISE BY THE ~~AUTHORITY COMMISSION~~ OF THE POWERS
 31 CONFERRED BY THIS SUBTITLE IS THE PERFORMANCE OF AN ESSENTIAL PUBLIC
 32 FUNCTION.

33 13-1204.

34 (A) THE ~~AUTHORITY COMMISSION~~ CONSISTS OF:

1 (1) THE SECRETARY OF BUSINESS AND ECONOMIC DEVELOPMENT, ~~WHO~~
2 ~~SHALL SERVE AS CHAIRMAN OF THE AUTHORITY;~~

3 (2) THE SECRETARY OF HOUSING AND COMMUNITY DEVELOPMENT;

4 (3) THE SECRETARY OF HIGHER EDUCATION;

5 (4) THE DIRECTOR OF THE OFFICE OF PLANNING;

6 (5) ~~THE EXECUTIVE DIRECTOR OF THE STATE ARTS COUNCIL~~ THE
7 COMPTROLLER; AND

8 (6) TEN MEMBERS APPOINTED BY THE GOVERNOR WITH THE ADVICE
9 AND CONSENT OF THE SENATE:

10 (I) TWO OF WHOM SHALL BE ELECTED OFFICIALS OR
11 REPRESENTATIVES OF LOCAL JURISDICTIONS;

12 (II) TWO OF WHOM SHALL BE APPOINTED FROM NAMES
13 RECOMMENDED BY THE PRESIDENT OF THE SENATE OF MARYLAND;

14 (III) TWO OF WHOM SHALL BE APPOINTED FROM NAMES
15 RECOMMENDED BY THE SPEAKER OF THE HOUSE OF DELEGATES;

16 (IV) ONE OF WHOM IS A PUBLIC MEMBER OF THE STATE ARTS
17 COUNCIL;

18 (V) ONE OF WHOM IS A PUBLIC MEMBER OF THE MARYLAND
19 TOURISM DEVELOPMENT BOARD;

20 (VI) ONE OF WHOM IS A MEMBER OF THE PUBLIC WHO HAS
21 SIGNIFICANT EDUCATION OR EXPERIENCE IN THE CULTURAL ARTS; AND

22 (VII) ONE OF WHOM IS A MEMBER OF THE PUBLIC WHO HAS
23 SIGNIFICANT EDUCATION OR EXPERIENCE IN CULTURAL ARTS TOURISM.

24 (B) OF THE ELECTED OFFICIALS OR REPRESENTATIVES FROM LOCAL
25 JURISDICTIONS, THE GOVERNOR SHALL APPOINT:

26 (1) ONE ELECTED OFFICIAL OR REPRESENTATIVE FROM A LIST
27 SUBMITTED BY THE MARYLAND ASSOCIATION OF COUNTIES; AND

28 (2) ONE ELECTED OFFICIAL OR REPRESENTATIVE FROM A LIST
29 SUBMITTED BY THE MARYLAND MUNICIPAL LEAGUE.

30 (C) THE MEMBERS APPOINTED TO THE ~~AUTHORITY~~ COMMISSION SHALL
31 REPRESENT THE GENDER, RACIAL, AND GEOGRAPHIC MAKEUP OF THE STATE.

32 (D) A CABINET MEMBER OF THE ~~AUTHORITY~~ COMMISSION MAY DESIGNATE A
33 REPRESENTATIVE TO ACT IN THE ABSENCE OF THE CABINET MEMBER.

1 (E) (1) EXCEPT FOR STATE OFFICIALS, THE TERM OF A MEMBER OF THE
2 ~~AUTHORITY COMMISSION~~ IS 4 YEARS.

3 (2) THE TERMS OF MEMBERS APPOINTED BY THE GOVERNOR ARE
4 STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR MEMBERS ON OCTOBER 1,
5 2000.

6 (3) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL A
7 SUCCESSOR IS APPOINTED AND QUALIFIES.

8 (4) A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SERVES
9 ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND
10 QUALIFIES.

11 (5) AT THE END OF A TERM OF A MEMBER OR ON THE RESIGNATION OR
12 REMOVAL OF A MEMBER, THE GOVERNOR SHALL APPOINT A MEMBER TO THE
13 ~~AUTHORITY COMMISSION~~ WITH THE ADVICE AND CONSENT OF THE SENATE.

14 (F) THE GOVERNOR MAY REMOVE A MEMBER THAT THE GOVERNOR
15 APPOINTED FOR INCOMPETENCE, MISCONDUCT, OR FAILURE TO PERFORM THE
16 DUTIES OF THE POSITION.

17 (G) THE GOVERNOR SHALL DESIGNATE THE CHAIRMAN OF THE COMMISSION.
18 13-1205.

19 (A) EIGHT VOTING MEMBERS OF THE ~~AUTHORITY COMMISSION~~ ARE A
20 QUORUM.

21 (B) AN ACTION OF THE ~~AUTHORITY COMMISSION~~ MUST RECEIVE THE
22 AFFIRMATIVE VOTE OF AT LEAST EIGHT OF THE VOTING MEMBERS OF THE
23 ~~AUTHORITY COMMISSION~~.

24 (C) THE ~~AUTHORITY COMMISSION~~ SHALL DETERMINE THE TIMES AND
25 PLACES OF ITS MEETINGS.

26 (D) A MEMBER OF THE ~~AUTHORITY COMMISSION~~:

27 (1) MAY NOT RECEIVE COMPENSATION; BUT

28 (2) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
29 STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

30 13-1206.

31 (A) IN ACCORDANCE WITH THE STATE BUDGET, THE DIVISION OF TOURISM
32 DEVELOPMENT WITHIN THE DEPARTMENT OF BUSINESS AND ECONOMIC
33 DEVELOPMENT SHALL DEDICATE ADMINISTRATIVE STAFF FOR THE ~~AUTHORITY~~
34 COMMISSION.

1 (B) (1) AS THE ~~AUTHORITY~~ COMMISSION CONSIDERS APPROPRIATE, THE
 2 ~~AUTHORITY~~ COMMISSION MAY REQUEST OTHER UNITS OF STATE GOVERNMENT TO
 3 ~~DETAIL STAFF OR~~ PROVIDE TECHNICAL ASSISTANCE TO RECOGNIZED AND
 4 CERTIFIED CULTURAL ARTS DISTRICTS.

5 (2) ON REQUEST OF THE ~~AUTHORITY~~ COMMISSION, OTHER UNITS OF
 6 STATE GOVERNMENT MAY DETAIL STAFF OR TECHNICAL ASSISTANCE TO SPECIFIC
 7 RECOGNIZED OR CERTIFIED CULTURAL ARTS DISTRICTS.

8 13-1207.

9 IN ADDITION TO THE POWERS SET FORTH ELSEWHERE IN THIS SUBTITLE, THE
 10 ~~AUTHORITY~~ COMMISSION MAY:

11 (1) RECOGNIZE CULTURAL ARTS DISTRICTS IN ACCORDANCE WITH §
 12 13-1210 OF THIS SUBTITLE AND CERTIFY RECOGNIZED CULTURAL ARTS DISTRICTS IN
 13 ACCORDANCE WITH § 13-1211 OF THIS SUBTITLE;

14 (2) APPROVE OR REJECT MANAGEMENT PLANS FOR CERTIFIED
 15 CULTURAL ARTS DISTRICTS IN ACCORDANCE WITH § 13-1211 OF THIS SUBTITLE;

16 ~~(3) ADOPT AND ALTER AN OFFICIAL SEAL;~~

17 ~~(4) SUE AND BE SUED AND PLEAD AND BE IMPEADED;~~

18 ~~(5)~~ (3) ADOPT BYLAWS TO REGULATE ITS AFFAIRS AND THE CONDUCT
 19 OF ITS BUSINESS; AND

20 ~~(6)~~ (4) IN ACCORDANCE WITH TITLE 10, SUBTITLE 1 OF THE STATE
 21 GOVERNMENT ARTICLE, ADOPT REGULATIONS TO CARRY OUT THE PROVISIONS OF
 22 THIS SUBTITLE;

23 ~~(7) EMPLOY, EITHER AS REGULAR EMPLOYEES OR AS INDEPENDENT~~
 24 ~~CONTRACTORS, AND FIX THE COMPENSATION OF, ACCOUNTANTS, ARCHITECTS,~~
 25 ~~ATTORNEYS, CONSTRUCTION EXPERTS, PERSONNEL CONSULTANTS, ENGINEERS,~~
 26 ~~FINANCIAL EXPERTS, MANAGERS, SUPERINTENDENTS, AND OTHER PROFESSIONAL~~
 27 ~~PERSONNEL AND AGENTS;~~

28 ~~(8) APPOINT ADVISORY COMMITTEES COMPOSED OF LOCAL OFFICIALS,~~
 29 ~~REPRESENTATIVES OF THE BUSINESS AND PRESERVATION COMMUNITIES, AND~~
 30 ~~REPRESENTATIVES OF OTHER INTERESTS AS THE AUTHORITY DEEMS APPROPRIATE;~~

31 ~~(9) SUBJECT TO ANNUAL APPROPRIATIONS, ACQUIRE IN ITS OWN NAME,~~
 32 ~~BY GIFT OR PURCHASE, ANY PERSONAL PROPERTY OR INTERESTS IN PERSONAL~~
 33 ~~PROPERTY NECESSARY OR CONVENIENT TO SUPPORT A CERTIFIED CULTURAL ARTS~~
 34 ~~DISTRICT AND CARRY OUT THE RESPONSIBILITIES OF THE AUTHORITY UNDER THIS~~
 35 ~~SUBTITLE;~~

36 ~~(10) SUBJECT TO ANNUAL APPROPRIATION AND TO THE PRIOR APPROVAL~~
 37 ~~OF THE BOARD OF PUBLIC WORKS, ACQUIRE IN ITS OWN NAME, BY GIFT OR~~

~~1 PURCHASE, ANY REAL PROPERTY OR INTERESTS IN REAL PROPERTY NECESSARY OR
2 CONVENIENT TO SUPPORT A CERTIFIED CULTURAL ARTS DISTRICT AND CARRY OUT
3 THE RESPONSIBILITIES OF THE AUTHORITY UNDER THIS SUBTITLE;~~

~~4 (11) ENTER INTO CONTRACTS OF ANY KIND AND EXECUTE ALL
5 INSTRUMENTS NECESSARY OR CONVENIENT TO CARRY OUT ITS POWERS UNDER
6 THIS SUBTITLE;~~

~~7 (12) MAKE AND PARTICIPATE IN MAKING LOANS OR GRANTS, OR
8 OTHERWISE PROVIDE FINANCIAL ASSISTANCE FOR ANY PROJECT THAT SERVES TO
9 PRESERVE, DEVELOP, MAINTAIN, OR PROTECT A STATE DESIGNATED CULTURAL
10 ARTS DISTRICT;~~

~~11 (13) (I) BORROW MONEY FROM ANY SOURCE FOR ANY PURPOSE OF
12 THIS SUBTITLE, INCLUDING CAPITAL FOR ITS OPERATIONS, RESERVE FUNDS, OR
13 INTEREST;~~

~~14 (II) MORTGAGE, PLEDGE, OR OTHERWISE ENCUMBER THE
15 PROPERTY AND FUNDS OF THE AUTHORITY; AND~~

~~16 (III) CONTRACT WITH OR ENGAGE THE SERVICES OF ANY PERSON
17 FOR ANY FINANCING, INCLUDING UNDERWRITERS, PLACEMENT AGENTS, FINANCIAL
18 INSTITUTIONS, ISSUERS OF LETTERS OF CREDIT, OR INSURERS;~~

~~19 (14) SUBJECT TO PART IV OF THIS SUBTITLE, ISSUE BONDS;~~

~~20 (15) RECEIVE AND ACCEPT FROM ANY PUBLIC OR PRIVATE SOURCE
21 CONTRIBUTIONS, GIFTS, OR GRANTS OF MONEY OR PROPERTY;~~

~~22 (16) EXERCISE ALL THE CORPORATE POWERS GRANTED MARYLAND
23 CORPORATIONS UNDER THE MARYLAND GENERAL CORPORATION LAW; AND~~

~~24 (17) SUBJECT TO THE LIMITATIONS UNDER THIS SUBTITLE, DO ALL
25 THINGS NECESSARY OR CONVENIENT TO CARRY OUT THE POWERS GRANTED BY THIS
26 SUBTITLE.~~

27 13-1208.

28 THE AUTHORITY COMMISSION SHALL:

29 (1) MEET AT LEAST TWICE EACH YEAR;

30 (2) DEVELOP AND ADOPT STANDARDS, CRITERIA, AND GUIDANCE FOR
31 ITS REVIEW AND APPROVAL OF RECOGNIZED AND CERTIFIED CULTURAL ARTS
32 DISTRICTS DESIGNATIONS, MANAGEMENT PLANS, ~~GRANTS AND LOANS~~, OR OTHER
33 APPROVALS REQUIRED UNDER THIS SUBTITLE;

34 (3) ASSIST IN COORDINATING STATE ACTIONS WITH THE OBJECTIVES
35 OF THE SYSTEM OF CULTURAL ARTS DISTRICTS AND ASSIST AND MAKE

1 RECOMMENDATIONS NECESSARY TO CARRY OUT THE PURPOSES OF THIS SUBTITLE;
 2 AND

3 ~~(4) (I) REVIEW COMPLAINTS MADE BY LOCAL GOVERNMENTS OR~~
 4 ~~OTHER ENTITIES ESTABLISHED TO ADMINISTER CULTURAL ARTS DISTRICTS THAT~~
 5 ~~RELATE ACTIVITIES UNDERTAKEN BY STATE AGENCIES WHICH MAY ADVERSELY~~
 6 ~~AFFECT CULTURAL ARTS DISTRICT RESOURCES; AND~~

7 ~~(H) RESOLVE ANY DISPUTES THAT MAY ARISE IN CONNECTION~~
 8 ~~WITH THE EXERCISE OF ITS AUTHORITY UNDER THIS SUBTITLE; AND~~

9 ~~(5) (4)~~ NOT LESS THAN ONCE A YEAR, SUBMIT REPORTS TO THE
 10 GOVERNOR AND THE GENERAL ASSEMBLY CONCERNING PROGRESS TOWARD
 11 IMPLEMENTING THE CULTURAL ARTS DISTRICTS SYSTEM, INCLUDING
 12 RECOMMENDATIONS FOR THE FUTURE.

13 PART III. MARYLAND SYSTEM OF RECOGNIZED CULTURAL ARTS DISTRICTS.

14 13-1209.

15 THERE IS A MARYLAND SYSTEM OF RECOGNIZED CULTURAL ARTS DISTRICTS
 16 AND CERTIFIED CULTURAL ARTS DISTRICTS THAT:

17 (1) REFLECTS THE THEMES OF THE STATE'S DIVERSE CULTURE;

18 (2) RECOGNIZES THE VALUABLE CONTRIBUTIONS THE CULTURAL ARTS
 19 MAKE TO THE STATE; AND

20 (3) PROVIDES EDUCATIONAL, INSPIRATIONAL, ECONOMIC, AND
 21 RECREATIONAL BENEFITS FOR PRESENT AND FUTURE GENERATIONS.

22 13-1210.

23 (A) (1) THE ~~AUTHORITY~~ COMMISSION MAY CONSIDER PROPOSALS
 24 SUBMITTED BY LOCAL JURISDICTIONS TO DESIGNATE A CULTURAL ARTS DISTRICT
 25 AS A RECOGNIZED CULTURAL ARTS DISTRICT.

26 (2) THE ~~AUTHORITY~~ COMMISSION SHALL ADOPT REGULATIONS THAT
 27 SPECIFY CRITERIA AND PROCEDURES FOR DESIGNATING RECOGNIZED CULTURAL
 28 ARTS DISTRICTS.

29 (B) A PROPOSAL FOR THE DESIGNATION OF A CULTURAL ARTS DISTRICT AS A
 30 RECOGNIZED CULTURAL ARTS DISTRICT SHALL:

31 (1) BE PREVIOUSLY APPROVED AND SUBMITTED BY THE GOVERNING
 32 BODIES OF ALL OF THE LOCAL JURISDICTIONS LOCATED WITHIN THE SPECIFIC
 33 BOUNDARIES PROPOSED FOR THE RECOGNIZED CULTURAL ARTS DISTRICT;

34 (2) TO THE MAXIMUM EXTENT PRACTICABLE, BE DEVELOPED IN
 35 CONSULTATION WITH AFFECTED STATE AGENCIES;

1 (3) SPECIFY THE BOUNDARIES FOR THE RECOGNIZED CULTURAL ARTS
2 DISTRICT;

3 (4) IDENTIFY THE LOCAL ENTITY RESPONSIBLE FOR COORDINATING
4 DEVELOPMENT OF THE MANAGEMENT PLAN REQUIRED UNDER § 13-1211 OF THIS
5 SUBTITLE;

6 (5) DESCRIBE THE RESOURCES WHICH CONTRIBUTE TO THE SPECIAL
7 CHARACTER OF THE CULTURAL ARTS DISTRICT;

8 (6) SPECIFY THE GENERAL GOALS AND OBJECTIVES FOR THE
9 DEVELOPMENT AND MANAGEMENT OF THE CULTURAL ARTS DISTRICT; AND

10 (7) IDENTIFY THE TYPES OF PUBLIC AND PRIVATE USES TO BE
11 ACCOMMODATED IN THE CULTURAL ARTS DISTRICT;

12 ~~(8) DESCRIBE STRATEGIES FOR ENCOURAGING AND ACCOMMODATING
13 VISITATION TO AND COMPATIBLE ECONOMIC DEVELOPMENT OF THE CULTURAL
14 ARTS DISTRICT;~~

15 ~~(9) PROVIDE AN ECONOMIC OVERVIEW OF THE LONG TERM AND
16 SHORT TERM COSTS AND BENEFITS RELATED TO THE DEVELOPMENT OF THE
17 CULTURAL ARTS DISTRICT; AND~~

18 ~~(10) DESCRIBE THE TECHNIQUES AND MEANS TO BE INSTITUTED BY THE
19 LOCAL JURISDICTIONS TO ASSURE THE LONG TERM DEVELOPMENT OF THE
20 RESOURCES WITHIN THE CULTURAL ARTS DISTRICT, INCLUDING ZONING,
21 SUBDIVISION CONTROLS, AND OTHER GROWTH MANAGEMENT TECHNIQUES.~~

22 ~~(C) THE AUTHORITY MAY NOT DESIGNATE A CULTURAL ARTS DISTRICT AS A
23 RECOGNIZED CULTURAL ARTS DISTRICT UNLESS THE AUTHORITY FINDS THAT
24 PUBLIC ASSISTANCE FOR THE CULTURAL ARTS DISTRICT IS REASONABLY EXPECTED
25 TO PRODUCE ADDITIONAL PRIVATE INVESTMENTS, JOB CREATION, AND TOURISM
26 REVENUES.~~

27 ~~(D) (1) THE BOUNDARIES FOR EACH RECOGNIZED CULTURAL ARTS
28 DISTRICT ARE THE BOUNDARIES DEPICTED ON THE MAP ACCOMPANYING EACH
29 PROPOSAL AS APPROVED BY THE AUTHORITY.~~

30 ~~(2) AFTER INITIAL APPROVAL BY THE AUTHORITY OF THE BOUNDARIES
31 OF A RECOGNIZED CULTURAL ARTS DISTRICT, THE AUTHORITY MAY AMEND OR
32 REVISE THE BOUNDARIES:~~

33 ~~(I) WITH THE APPROVAL OF ALL OF THE LOCAL JURISDICTIONS
34 WHERE THE PROPERTY TO BE ADDED OR REMOVED IS LOCATED; AND~~

35 ~~(II) ON PUBLICATION OF A REVISED DRAWING OR BOUNDARY
36 DESCRIPTION IN THE MARYLAND REGISTER.~~

1 (3) ~~BOUNDARY MAPS FOR EACH RECOGNIZED CULTURAL ARTS DISTRICT~~
2 ~~SHALL BE KEPT ON FILE AT THE DEPARTMENT OF BUSINESS AND ECONOMIC~~
3 ~~DEVELOPMENT AND AT THE OFFICE OF THE COUNTY CLERK WHERE THE~~
4 ~~RECOGNIZED CULTURAL ARTS DISTRICT IS LOCATED.~~

5 (E) ~~DESIGNATION OF A CULTURAL ARTS DISTRICT BY THE AUTHORITY AS A~~
6 ~~RECOGNIZED CULTURAL ARTS DISTRICT ESTABLISHES ELIGIBILITY FOR MATCHING~~
7 ~~GRANT ASSISTANCE FOR THE DEVELOPMENT OF MANAGEMENT PLANS.~~

8 13-1211.

9 (A) (1) ~~THE AUTHORITY COMMISSION~~ MAY CONSIDER PROPOSALS
10 SUBMITTED BY THE LOCAL JURISDICTIONS WITHIN A RECOGNIZED CULTURAL ARTS
11 DISTRICT TO DESIGNATE RECOGNIZED CULTURAL ARTS DISTRICTS AS CERTIFIED
12 CULTURAL ARTS DISTRICTS.

13 (2) THE SPONSORING LOCAL JURISDICTIONS SHALL PREPARE A
14 PROPOSAL THAT INCLUDES A MANAGEMENT PLAN FOR THE RECOGNIZED CULTURAL
15 ARTS DISTRICT.

16 (3) THE LOCAL JURISDICTIONS SHALL DEVELOP THE MANAGEMENT
17 PLAN IN COOPERATION AND CONSULTATION WITH THE ~~AUTHORITY~~ COMMISSION
18 AND RELEVANT PRIVATE INTERESTS.

19 (4) ~~ON APPROVAL OF THE MANAGEMENT PLAN BY THE AUTHORITY AND~~
20 ~~ALL LOCAL JURISDICTIONS WITHIN THE RECOGNIZED CULTURAL ARTS DISTRICT:~~

21 (I) ~~THE AUTHORITY SHALL DESIGNATE THE RECOGNIZED~~
22 ~~CULTURAL ARTS DISTRICT AS A CERTIFIED CULTURAL ARTS DISTRICT; AND~~

23 (II) ~~THE MANAGEMENT PLAN SHALL BE THE PLAN FOR PURPOSES~~
24 ~~OF IMPLEMENTING THE CERTIFIED CULTURAL ARTS DISTRICT FOR BOTH THE STATE~~
25 ~~AND LOCAL JURISDICTIONS.~~

26 (B) ~~THE AUTHORITY COMMISSION~~ SHALL ADOPT REGULATIONS THAT
27 SPECIFY THE CRITERIA AND PROCEDURES FOR THE CONSIDERATION AND ADOPTION
28 OF A PROPOSED MANAGEMENT PLAN.

29 (C) ~~THE AUTHORITY COMMISSION~~ MAY NOT DESIGNATE MORE THAN FOUR
30 RECOGNIZED CULTURAL ARTS DISTRICTS AS CERTIFIED CULTURAL ARTS DISTRICTS
31 FOR EACH FISCAL YEAR.

32 (D) ~~THE AUTHORITY COMMISSION~~ SHALL HOLD AT LEAST ONE PUBLIC
33 HEARING CONCERNING THE PROPOSED MANAGEMENT PLAN FOR A RECOGNIZED
34 CULTURAL ARTS DISTRICT IN EACH RECOGNIZED CULTURAL ARTS DISTRICT
35 PROPOSED FOR DESIGNATION AS A CERTIFIED CULTURAL ARTS DISTRICT.

36 (E) BEFORE SUBMISSION OF A MANAGEMENT PLAN TO THE AUTHORITY FOR
37 APPROVAL, THE MANAGEMENT PLAN MUST BE SUBMITTED FOR APPROVAL TO THE

1 LOCAL GOVERNING BODY OF EACH JURISDICTION WITHIN THE RECOGNIZED
2 CULTURAL ARTS DISTRICT IN THE FORM OF AN AMENDMENT TO THE LOCAL PLAN.

3 (F) THE MANAGEMENT PLAN SHALL BE SUBMITTED TO THE AUTHORITY
4 WITHIN 45 DAYS AFTER PRELIMINARY APPROVAL BY ALL LOCAL JURISDICTIONS
5 WITHIN THE RECOGNIZED CULTURAL ARTS DISTRICT.

6 (G) A MANAGEMENT PLAN FOR A CERTIFIED CULTURAL ARTS DISTRICT
7 SHALL INCLUDE:

8 (1) AN IDENTIFICATION OF:

9 ~~(I)~~ THE BOUNDARIES OF THE RECOGNIZED CULTURAL ARTS
10 DISTRICT AS SET FORTH IN THE ORIGINAL DESIGNATION OR AS PROPOSED FOR
11 REVISION BY THE MANAGEMENT PLAN;

12 ~~(II)~~ THE LAND USE RECOMMENDATIONS OF THE LOCAL PLANS OF
13 ALL OF THE LOCAL JURISDICTIONS WITHIN THE RECOGNIZED CULTURAL ARTS
14 DISTRICT; AND

15 ~~(III)~~ THE ZONES WITHIN THE RECOGNIZED CULTURAL ARTS
16 DISTRICT FOR A PARTICULAR NATURE AND INTENSITY OF USE, INCLUDING ZONES
17 MOST APPROPRIATELY DEVOTED TO PUBLIC USE AND DEVELOPMENT BY STATE OR
18 LOCAL GOVERNMENT, AND FOR PRIVATE USE;

19 (2) AN INVENTORY AND EVALUATION OF THE SIGNIFICANT CULTURAL
20 RESOURCES WITHIN THE RECOGNIZED CULTURAL ARTS DISTRICT;

21 (3) AN IDENTIFICATION OF THE TYPES OF PUBLIC AND PRIVATE USES
22 TO BE ENCOURAGED WITHIN THE RECOGNIZED CULTURAL ARTS DISTRICT;

23 (4) AN IDENTIFICATION OF PROPERTIES, IF ANY, TO BE ACQUIRED, IN
24 WHOLE OR IN PART;

25 ~~(5)~~ A DESCRIPTION OF THE EDUCATIONAL, INTERPRETIVE, AND
26 RECREATIONAL PROGRAMS AND PROJECTS TO BE UNDERTAKEN IN THE
27 RECOGNIZED CULTURAL ARTS DISTRICT; AND

28 ~~(6)~~ A DESCRIPTION OF PLANS FOR ENCOURAGING AND
29 ACCOMMODATING VISITATION TO AND COMPATIBLE ECONOMIC DEVELOPMENT OF
30 THE RECOGNIZED CULTURAL ARTS DISTRICT;

31 ~~(7)~~ AN ECONOMIC ASSESSMENT OF THE LONG-TERM AND SHORT-TERM
32 COSTS AND BENEFITS RELATED TO THE IMPLEMENTATION OF THE MANAGEMENT
33 PLAN, INCLUDING AN IDENTIFICATION OF EXPECTED SOURCES OF FUNDING;

34 ~~(8)~~ A DESCRIPTION OF THE TECHNIQUES OR MEANS FOR THE
35 DEVELOPMENT AND ENHANCEMENT OF THE CULTURAL RESOURCES WITHIN THE
36 RECOGNIZED CULTURAL ARTS DISTRICT, INCLUDING APPROPRIATE EXISTING OR
37 PROPOSED LOCAL LEGISLATION FOR THE DESIGNATION AND PROTECTION OF

~~1 CULTURAL RESOURCES TO ASSURE THAT FUTURE LOCAL ACTIONS AND
2 DEVELOPMENT WILL BE CONSISTENT WITH THE GOALS AND OBJECTIVES FOR THE
3 RECOGNIZED CULTURAL ARTS DISTRICT;~~

~~4 (9) A DESCRIPTION OF THE ORGANIZATIONAL STRUCTURE TO BE
5 UTILIZED FOR PLANNING, DEVELOPMENT, AND MANAGEMENT OF THE CULTURAL
6 ARTS DISTRICT, INCLUDING THE RESPONSIBILITIES AND INTERRELATIONSHIPS OF
7 LOCAL AND STATE AGENCIES; AND~~

~~8 (10) (5) A SCHEDULE FOR THE PLANNING, DEVELOPMENT, AND
9 MANAGEMENT OF THE RECOGNIZED CULTURAL ARTS DISTRICT.~~

~~10 (H) EACH MANAGEMENT PLAN MUST DEMONSTRATE THAT THE CAPABILITY
11 EXISTS TO IMPLEMENT AND MANAGE THE RECOGNIZED CULTURAL ARTS DISTRICT,
12 INCLUDING THE CAPABILITY:~~

~~13 (1) TO ACCEPT AND DISBURSE FUNDS;~~

~~14 (2) TO ACQUIRE, IMPROVE, AND DISPOSE OF PROPERTY;~~

~~15 (3) TO MANAGE, OPERATE, AND MAINTAIN APPROPRIATE PUBLIC
16 FACILITIES; AND~~

~~17 (4) TO ADOPT AND ENFORCE LAND USE STANDARDS AS REQUIRED TO
18 PROTECT THE RESOURCES WITHIN THE CULTURAL ARTS DISTRICT.~~

~~19 (I) IF THE AUTHORITY DETERMINES THAT INFORMATION IN A PREVIOUSLY
20 SUBMITTED MANAGEMENT PLAN CONTAINS SUFFICIENT INFORMATION TO FULFILL
21 THE PURPOSE OF THE MANAGEMENT PLAN, THE AUTHORITY MAY WAIVE IN WHOLE
22 OR IN PART SELECTED INDIVIDUAL REQUIREMENTS REGARDING THE SUBMISSION
23 OF THE MANAGEMENT PLAN.~~

~~24 (J) THE AUTHORITY SHALL APPROVE OR DISAPPROVE THE MANAGEMENT
25 PLAN WITHIN 90 DAYS AFTER THE AUTHORITY RECEIVES A MANAGEMENT PLAN
26 FROM THE LOCAL JURISDICTIONS.~~

~~27 (K) THE AUTHORITY MAY NOT APPROVE A MANAGEMENT PLAN UNLESS THE
28 AUTHORITY DETERMINES THAT A MANAGEMENT PLAN WOULD ADEQUATELY CARRY
29 OUT THE PURPOSES OF THIS SUBTITLE.~~

~~30 (L) IF THE AUTHORITY DISAPPROVES A MANAGEMENT PLAN, THE AUTHORITY
31 SHALL ADVISE THE LOCAL JURISDICTIONS IN WRITING OF THE REASON FOR THE
32 DISAPPROVAL AND PROVIDE RECOMMENDATIONS FOR A REVISION OF THE PLAN.~~

~~33 (M) THE AUTHORITY SHALL APPROVE OR DISAPPROVE ANY REVISIONS TO AN
34 EXISTING MANAGEMENT PLAN IN THE SAME MANNER AS SPECIFIED IN
35 SUBSECTIONS (J) THROUGH (L) OF THIS SECTION.~~

1 ~~(N) APPROVAL OF A MANAGEMENT PLAN BY THE AUTHORITY AND FINAL~~
2 ~~APPROVAL OF THE PLAN BY ALL LOCAL JURISDICTIONS WITHIN A RECOGNIZED~~
3 ~~CULTURAL ARTS DISTRICT SHALL:~~

4 ~~(1) ESTABLISH THE DESIGNATION OF A RECOGNIZED CULTURAL ARTS~~
5 ~~DISTRICT AS A CERTIFIED CULTURAL ARTS DISTRICT;~~

6 ~~(2) ESTABLISH ELIGIBILITY FOR THE RECEIPT OF ACQUISITION,~~
7 ~~DEVELOPMENT, AND PROGRAMMING ASSISTANCE FROM THE STATE WITHIN THE~~
8 ~~CERTIFIED CULTURAL ARTS DISTRICT BOUNDARIES;~~

9 ~~(3) ESTABLISH ELIGIBILITY FOR QUALIFYING PROPERTIES AND~~
10 ~~PERSONS FOR CERTAIN TAX INCENTIVES FOR ACTIVITIES WITHIN THE DEFINED~~
11 ~~CULTURAL ARTS DISTRICT BOUNDARIES; AND~~

12 ~~(4) FOR CONTINUANCE OF THE CERTIFIED CULTURAL ARTS DISTRICT,~~
13 ~~REQUIRE APPROPRIATE LOCAL ACTION TO PROTECT AND ENHANCE THE~~
14 ~~SIGNIFICANT RESOURCES IN THE CERTIFIED CULTURAL ARTS DISTRICT.~~

15 ~~(O) AFTER HOLDING A PUBLIC HEARING IN THE CERTIFIED CULTURAL ARTS~~
16 ~~DISTRICT THAT IS THE SUBJECT OF THE AUTHORITY'S REVIEW, THE AUTHORITY MAY~~
17 ~~WITHDRAW ITS APPROVAL OF A MANAGEMENT PLAN IF THE AUTHORITY FINDS THAT~~
18 ~~A LOCAL JURISDICTION RESPONSIBLE FOR THE CERTIFIED CULTURAL ARTS~~
19 ~~DISTRICT:~~

20 ~~(1) HAS TAKEN ACTIONS WHICH HAVE HAD SIGNIFICANT ADVERSE~~
21 ~~IMPACT UPON SIGNIFICANT CERTIFIED CULTURAL ARTS DISTRICT RESOURCES; OR~~

22 ~~(2) HAS FAILED TO IMPLEMENT IT ROLE UNDER A MANAGEMENT PLAN.~~

23 ~~(P) IF THE AUTHORITY WITHDRAWS ITS APPROVAL OF A MANAGEMENT PLAN:~~

24 ~~(1) THE CULTURAL ARTS DISTRICT MAY NO LONGER BE DESIGNATED AS~~
25 ~~A CERTIFIED CULTURAL ARTS DISTRICT; AND~~

26 ~~(2) THE AUTHORITY SHALL REPORT ITS WITHDRAWAL OF APPROVAL TO~~
27 ~~THE GOVERNOR AND THE GENERAL ASSEMBLY STATING THE REASONS FOR THE~~
28 ~~ACTION OF THE AUTHORITY.~~

29 ~~13-1212.~~

30 ~~(A) (1) THE STATE OFFICIALS UNDER ITEMS (I) THROUGH (V) OF THIS~~
31 ~~SUBSECTION WHO HAVE PROGRAM RESPONSIBILITIES THAT AFFECT ASPECTS OF~~
32 ~~THE DEVELOPMENT AND USE OF CULTURAL ARTS DISTRICTS RESOURCES SHALL~~
33 ~~PREPARE A PROGRAM STATEMENT DETAILING ACTIONS IN THE DISTRICTS OF~~
34 ~~PLANNING, DEVELOPMENT, USE, ASSISTANCE, AND REGULATION THAT SUPPORT~~
35 ~~AND ASSIST THE ESTABLISHMENT AND MANAGEMENT OF CERTIFIED CULTURAL~~
36 ~~ARTS DISTRICTS, AS FOLLOWS:~~

1 (I) ~~THE SECRETARY OF BUSINESS AND ECONOMIC DEVELOPMENT,~~
2 ~~REGARDING THE STATE'S ARTS PROGRAM, TOURISM DEVELOPMENT PROGRAMS, AND~~
3 ~~ECONOMIC DEVELOPMENT AND JOB CREATION ACTIVITIES;~~

4 (H) ~~THE SECRETARY OF HOUSING AND COMMUNITY~~
5 ~~DEVELOPMENT, REGARDING HOUSING, NEIGHBORHOOD REVITALIZATION, HISTORIC~~
6 ~~PRESERVATION, AND MUSEUM PROGRAMS;~~

7 (III) ~~THE SECRETARY OF HIGHER EDUCATION, REGARDING~~
8 ~~EDUCATIONAL RESOURCES AND THEIR INTERPRETATION AND USE;~~

9 (IV) ~~THE SECRETARY OF TRANSPORTATION, REGARDING ACCESS TO~~
10 ~~AND TRANSPORTATION WITHIN CERTIFIED CULTURAL ARTS DISTRICTS, INCLUDING~~
11 ~~PROGRAMS FOR SPECIAL SIGNAGE; AND~~

12 (V) ~~THE SECRETARY OF GENERAL SERVICES, REGARDING THE~~
13 ~~MANAGEMENT AND DISPOSITION OF STATE PROPERTY.~~

14 (2) ~~THE STATE OFFICIALS UNDER PARAGRAPH (1) OF THIS SUBSECTION~~
15 ~~SHALL SUBMIT THE REQUIRED PROGRAM STATEMENTS, AND ANY REVISIONS OF THE~~
16 ~~STATEMENTS, TO THE AUTHORITY.~~

17 (B) ~~UNITS OF STATE GOVERNMENT THAT CONDUCT OR SUPPORT ACTIVITIES~~
18 ~~AFFECTING A CERTIFIED CULTURAL ARTS DISTRICT SHALL:~~

19 (1) ~~CONSULT, COOPERATE, AND TO THE MAXIMUM EXTENT FEASIBLE,~~
20 ~~COORDINATE THEIR ACTIVITIES WITH THE UNIT OR ENTITY RESPONSIBLE FOR THE~~
21 ~~MANAGEMENT OF EACH CERTIFIED CULTURAL ARTS DISTRICT; AND~~

22 (2) ~~TO THE MAXIMUM EXTENT PRACTICABLE, CARRY OUT THE~~
23 ~~ACTIVITIES OF THE UNIT IN A MANNER THAT IS CONSISTENT WITH THE APPROVED~~
24 ~~MANAGEMENT PLAN FOR THE CERTIFIED CULTURAL ARTS DISTRICT.~~

25 ~~13-1213.~~

26 (A) ~~AS PROVIDED IN THE STATE BUDGET, THE AUTHORITY MAY AWARD:~~

27 (1) ~~GRANTS AND LOANS TO LOCAL JURISDICTIONS OR OTHER~~
28 ~~APPROPRIATE ENTITIES FOR PLANNING, DESIGN, ACQUISITION, DEVELOPMENT,~~
29 ~~PRESERVATION, RESTORATION, INTERPRETATION, MARKETING, AND PROGRAMMING~~
30 ~~OF CERTIFIED CULTURAL ARTS DISTRICTS; AND~~

31 (2) ~~GRANTS TO LOCAL JURISDICTIONS OR OTHER APPROPRIATE~~
32 ~~ENTITIES TO DEVELOP MANAGEMENT PLANS IN RECOGNIZED CULTURAL ARTS~~
33 ~~DISTRICTS.~~

34 (B) ~~A GRANT TO DEVELOP A MANAGEMENT PLAN MAY NOT EXCEED 50% OF~~
35 ~~THE COST OF THE MANAGEMENT PLAN.~~

1 ~~(C)~~ ~~(1)~~ EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE
2 AUTHORITY MAY MAKE ACQUISITION AND DEVELOPMENT GRANTS TO A LOCAL
3 JURISDICTION OR OTHER APPROPRIATE ENTITY UNDER SUBSECTION (A) OF THIS
4 SECTION FOR A PERIOD OF UP TO 5 YEARS AFTER THE DAY ON WHICH THE
5 AUTHORITY APPROVES THE MANAGEMENT PLAN FOR THE CERTIFIED CULTURAL
6 ARTS DISTRICT WITHIN THE LOCAL JURISDICTION.

7 ~~(2)~~ THE AUTHORITY MAY TAKE ACQUISITION OR DEVELOPMENT
8 GRANTS FOR A PROJECT AFTER THE 5 YEAR PERIOD IF THE AUTHORITY
9 DETERMINES THAT THE PROJECT IS ESSENTIAL FOR THE SUCCESS OF THE
10 MANAGEMENT PLAN FOR THE CERTIFIED CULTURAL ARTS DISTRICT.

11 ~~(3)~~ AN ACQUISITION OR DEVELOPMENT GRANT:

12 ~~(I)~~ MAY NOT BE USED FOR ANY PURPOSE OTHER THAN
13 IMPLEMENTATION OF THE CERTIFIED CULTURAL ARTS DISTRICT IN CONFORMITY
14 WITH THE APPROVED MANAGEMENT PLAN; AND

15 ~~(II)~~ MAY NOT EXCEED 50% OF THE TOTAL PROJECT COST FOR
16 WHICH THE GRANT IS AWARDED.

17 ~~(D)~~ ~~(1)~~ SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE AUTHORITY
18 MAY MAKE PROGRAM GRANTS TO LOCAL JURISDICTIONS AND OTHER APPROPRIATE
19 ENTITIES:

20 ~~(I)~~ TO DEVELOP AND PRESENT INTERPRETIVE EXHIBITS,
21 MATERIALS, OR OTHER APPROPRIATE PRODUCTS TO FURTHER THE OBJECTIVES OF
22 THE CERTIFIED CULTURAL ARTS DISTRICTS PROGRAM; AND

23 ~~(II)~~ TO ENCOURAGE REVITALIZATION OF, AND INVESTMENT IN,
24 CERTIFIED CULTURAL ARTS DISTRICT RESOURCES.

25 ~~(2)~~ A PROGRAM GRANT MADE BY THE AUTHORITY UNDER PARAGRAPH
26 ~~(1)~~ OF THIS SUBSECTION MAY NOT EXCEED 50% OF THE ESTIMATED PROJECT COST.

27 ~~(E)~~ THROUGH THE RESOURCES OF THE MEMBERS OF THE AUTHORITY AND IN
28 COOPERATION WITH OTHER STATE AGENCIES, THE AUTHORITY SHALL PROVIDE
29 TECHNICAL ASSISTANCE TO MANAGEMENT ENTITIES IMPLEMENTING A
30 MANAGEMENT PLAN.

31 13-1214.

32 ~~(A)~~ THERE IS A MARYLAND CULTURAL ARTS DISTRICTS AUTHORITY
33 FINANCING FUND.

34 ~~(B)~~ ~~(1)~~ THE AUTHORITY SHALL USE THE FUND AS A CONTINUING,
35 NONLAPSING, REVOLVING FUND FOR CARRYING OUT THE PURPOSES OF THIS
36 SUBTITLE.

1 (2) ~~NO PART OF THE FUND MAY REVERT OR BE CREDITED TO THE~~
2 ~~GENERAL FUND OR TO ANY OTHER SPECIAL FUND OF THE STATE.~~

3 (C) ~~THE AUTHORITY SHALL PLACE ALL OF THE FOLLOWING RECEIPTS IN THE~~
4 ~~FUND:~~

5 (1) ~~PROCEEDS FROM THE SALE OF BONDS;~~

6 (2) ~~REVENUES THAT THE AUTHORITY COLLECTS OR RECEIVES FROM~~
7 ~~ANY SOURCE UNDER THIS SUBTITLE; AND~~

8 (3) ~~ANY ADDITIONAL REVENUES, GIFTS, DONATIONS, OR MONEYS~~
9 ~~RECEIVED OR PAID TO IT FROM ANY OTHER SOURCE AUTHORIZED BY LAW.~~

10 (D) ~~THE AUTHORITY SHALL PAY ALL EXPENSES AND MAKE ALL~~
11 ~~EXPENDITURES FROM THE FUND.~~

12 (E) (1) ~~THE AUTHORITY MAY PLEDGE AND CHARGE ALL OR A PORTION OF~~
13 ~~THE RECEIPTS OF THE FUND FOR THE PAYMENT OF:~~

14 (1) ~~DEBT SERVICE ON BONDS OF THE AUTHORITY; AND~~

15 (2) ~~ALL REASONABLE CHARGES AND EXPENSES RELATED TO~~
16 ~~BORROWING BY THE AUTHORITY AND MANAGEMENT OF THE OBLIGATIONS OF THE~~
17 ~~AUTHORITY.~~

18 (3) ~~A PLEDGE MADE UNDER PARAGRAPH (1) OF THIS SUBSECTION IS~~
19 ~~EFFECTIVE AS PROVIDED IN § 13-1219 OF THIS SUBTITLE AND ANY APPLICABLE~~
20 ~~RESOLUTION OF THE AUTHORITY.~~

21 (F) ~~THE STATE TREASURER SHALL:~~

22 (1) ~~INVEST AND REINVEST THE FUND IN THE SAME MANNER AS STATE~~
23 ~~FUNDS; AND~~

24 (2) ~~TRANSFER ANY INVESTMENT EARNINGS TO THE CREDIT OF THE~~
25 ~~FUND.~~

26 ~~PART IV. BONDS.~~

27 ~~13-1215.~~

28 (A) (1) ~~SUBJECT TO THIS PART, THE AUTHORITY MAY AT ANY TIME AND~~
29 ~~FROM TIME TO TIME ISSUE BONDS FOR THE PURPOSES OF THIS SUBTITLE TO OBTAIN~~
30 ~~FUNDS TO PROVIDE FINANCIAL ASSISTANCE FOR OR OTHERWISE SUPPORT A~~
31 ~~CERTIFIED CULTURAL ARTS DISTRICT.~~

32 (2) ~~THE AUTHORITY MAY ISSUE THE BONDS ONLY IF IT DETERMINES~~
33 ~~THAT THE ISSUANCE IS NECESSARY TO ACHIEVE THE PURPOSES OF THIS SUBTITLE.~~

1 (3) ~~THE AUTHORITY MAY NOT ISSUE TAX EXEMPT PRIVATE ACTIVITY~~
2 ~~BONDS THAT ARE SUBJECT TO THE VOLUME CAP UNDER § 146 OF THE FEDERAL~~
3 ~~INTERNAL REVENUE CODE.~~

4 (4) ~~THE BOARD OF PUBLIC WORKS MAY NOT APPROVE THE ISSUANCE OF~~
5 ~~BONDS BY THE AUTHORITY THAT WILL RESULT IN MORE THAT \$15,000,000 IN AN~~
6 ~~AGGREGATE OUTSTANDING AND UNPAID PRINCIPAL BALANCE OF BONDS FOR THE~~
7 ~~AUTHORITY AT ANY TIME.~~

8 (B) (1) ~~THE AUTHORITY SHALL SUBMIT EACH PROPOSED ISSUE OF BONDS~~
9 ~~TO THE BOARD OF PUBLIC WORKS AND SHALL OBTAIN THE APPROVAL OF THE BOARD~~
10 ~~OF PUBLIC WORKS FOR THE PROPOSED ISSUE PRIOR TO SALE OF THE BONDS.~~

11 (2) ~~IN SUBMITTING A PROPOSAL TO ISSUE BONDS TO THE BOARD OF~~
12 ~~PUBLIC WORKS, THE AUTHORITY SHALL IDENTIFY THE SOURCE OF REVENUE THAT~~
13 ~~SUPPORTS THE DEBT SERVICE ON THE BONDS.~~

14 (C) ~~THE AUTHORITY:~~

15 (1) ~~SHALL, BY RESOLUTION, AUTHORIZE ANY BONDS THAT IT ISSUES;~~
16 ~~AND~~

17 (2) ~~MAY SECURE THE BONDS BY A TRUST AGREEMENT BETWEEN THE~~
18 ~~AUTHORITY AND A CORPORATE TRUSTEE OR TRUSTEES, WHICH MAY BE ANY TRUST~~
19 ~~COMPANY OR BANK THAT HAS THE POWERS OF A TRUST COMPANY WITHIN OR~~
20 ~~WITHOUT THE STATE.~~

21 (D) ~~EXCEPT AS OTHERWISE EXPRESSLY REQUIRED BY THIS SUBTITLE, THE~~
22 ~~AUTHORITY MAY ISSUE THE BONDS OR NOTES WITHOUT:~~

23 (1) ~~OBTAINING THE CONSENT OF ANY OTHER UNIT OF STATE~~
24 ~~GOVERNMENT;~~

25 (2) ~~ANY PROCEEDINGS; OR~~

26 (3) ~~THE OCCURRENCE OF ANY CONDITIONS.~~

27 ~~13-1216.~~

28 (A) ~~THE BONDS OF ANY ISSUE SHALL BE PAYABLE SOLELY FROM THE~~
29 ~~PROPERTY OR RECEIPTS OF THE AUTHORITY, INCLUDING WITHOUT LIMITATION:~~

30 (1) ~~FEES, CHARGES, OR OTHER REVENUES PAYABLE TO THE~~
31 ~~AUTHORITY;~~

32 (2) ~~PAYMENTS BY FINANCIAL INSTITUTIONS, INSURANCE COMPANIES,~~
33 ~~OR OTHERS PURSUANT TO LETTERS OR LINES OF CREDIT, POLICIES OF INSURANCE,~~
34 ~~OR PURCHASE AGREEMENTS;~~

35 (3) ~~INVESTMENT EARNINGS FROM FUNDS OR ACCOUNTS MAINTAINED~~
36 ~~UNDER A BOND RESOLUTION OR TRUST AGREEMENT;~~

1 (4) ~~PROCEEDS OF REFUNDING BONDS; AND~~

2 (5) ~~ANY OTHER SOURCE AUTHORIZED BY LAW.~~

3 (B) ~~THE BONDS DO NOT CONSTITUTE A DEBT, LIABILITY, OR PLEDGE OF FULL~~
4 ~~FAITH AND CREDIT OF THE STATE AND MAY NOT BE DEEMED TO CONSTITUTE A~~
5 ~~DEBT, LIABILITY, OR PLEDGE OF THE FULL FAITH AND CREDIT OF THE STATE.~~

6 ~~13-1217.~~

7 ~~THE BONDS THAT THE AUTHORITY ISSUES SHALL:~~

8 (1) ~~BE ISSUED AT, ABOVE, OR BELOW PAR VALUE, FOR CASH OR OTHER~~
9 ~~VALUABLE CONSIDERATION, AND MATURE AT A TIME OR TIMES, WHETHER AS~~
10 ~~SERIAL BONDS OR AS TERM BONDS OR BOTH, NOT EXCEEDING THE MATURITY DATE~~
11 ~~ESTABLISHED BY THE AUTHORITY;~~

12 (2) ~~BEAR INTEREST AT THE FIXED OR VARIABLE RATE OR RATES~~
13 ~~DETERMINED BY THE METHOD PROVIDED IN THE RESOLUTION OR TRUST~~
14 ~~AGREEMENT;~~

15 (3) ~~BE PAYABLE AT A TIME OR TIMES, IN THE DENOMINATIONS AND~~
16 ~~FORM, EITHER COUPON OR REGISTERED OR BOTH, REGISTRABLE AS TO PRINCIPAL~~
17 ~~AND INTEREST ALONE OR AS TO BOTH AND CARRY THE REGISTRATION AND~~
18 ~~PRIVILEGES AS TO CONVERSION AND FOR THE REPLACEMENT OF MUTILATED, LOST,~~
19 ~~OR DESTROYED BONDS AS THE RESOLUTION OR TRUST AGREEMENT MAY PROVIDE;~~

20 (4) ~~NOTWITHSTANDING ANY OTHER LAW, BE DEEMED SECURITIES~~
21 ~~WITHIN THE MEANING OF § 8-102 OF THE COMMERCIAL LAW ARTICLE, WHETHER OR~~
22 ~~NOT THEY ARE EITHER ONE OF A CLASS OR A SERIES OR BY THEIR TERMS ARE~~
23 ~~DIVISIBLE INTO A CLASS OR SERIES OF INSTRUMENTS AND NEGOTIABLE FOR ALL~~
24 ~~PURPOSES ALTHOUGH PAYABLE FROM A LIMITED SOURCE;~~

25 (5) ~~BE PAYABLE IN LAWFUL MONEY OF THE UNITED STATES AT A~~
26 ~~DESIGNATED PLACE, INCLUDING ONE OR MORE BANKS OR TRUST COMPANIES;~~

27 (6) ~~BE SUBJECT TO THE TERMS OF PURCHASE, PAYMENT, REDEMPTION,~~
28 ~~REFUNDING, OR REFINANCING THAT THE RESOLUTION OR TRUST AGREEMENT~~
29 ~~PROVIDES;~~

30 (7) ~~BE EXECUTED BY THE MANUAL OR FACSIMILE SIGNATURES OF THE~~
31 ~~OFFICERS OF THE AUTHORITY DESIGNATED BY THE AUTHORITY, WHICH~~
32 ~~SIGNATURES SHALL BE VALID FOR ALL PURPOSES AT DELIVERY EVEN FOR AN~~
33 ~~OFFICER WHO HAS CEASED TO HOLD OFFICE;~~

34 (8) ~~BE SOLD IN THE MANNER AND ON THE TERMS DETERMINED BY THE~~
35 ~~AUTHORITY, INCLUDING BY PRIVATE NEGOTIATED SALE; AND~~

36 (9) ~~BE EXEMPT FROM §§ 8-206, 8-208, AND 8-209 OF THE STATE FINANCE~~
37 ~~AND PROCUREMENT ARTICLE.~~

1 ~~13-1218.~~

2 (A) ~~ANY RESOLUTION OR TRUST AGREEMENT THE AUTHORITY ADOPTS OR~~
3 ~~ENTERS INTO UNDER § 13-1215 OF THIS SUBTITLE MAY CONTAIN PROVISIONS THAT:~~

4 (1) ~~PLEDGE, ASSIGN, OR DIRECT THE USE, INVESTMENT, OR~~
5 ~~DISPOSITION OF ALL OR A PORTION OF THE RECEIPTS OF THE AUTHORITY OR ALL OR~~
6 ~~A PORTION OF THE PROCEEDS OR BENEFITS OF ANY CONTRACT AND CONVEY OR~~
7 ~~OTHERWISE SECURE ANY PROPERTY OR PROPERTY RIGHTS;~~

8 (2) ~~SET ASIDE LOAN FUNDING DEPOSITS, DEBT SERVICE RESERVES,~~
9 ~~CAPITALIZED INTEREST ACCOUNTS, COST OF ISSUANCE ACCOUNTS, AND SINKING~~
10 ~~FUNDS, AND REGULATE, INVEST, AND DISPOSE OF THESE DEPOSITS, RESERVES,~~
11 ~~ACCOUNTS, AND FUNDS;~~

12 (3) ~~LIMIT THE PURPOSE TO WHICH OR THE INVESTMENTS IN WHICH~~
13 ~~THE PROCEEDS OF SALE OF ANY ISSUE OF BONDS MAY BE APPLIED AND RESTRICT~~
14 ~~THE INVESTMENT OF REVENUES OR BOND PROCEEDS AS CONSIDERED NECESSARY,~~
15 ~~WHICH MAY INCLUDE LIMITING INVESTMENTS TO GOVERNMENT OBLIGATIONS FOR~~
16 ~~WHICH PRINCIPAL AND INTEREST ARE UNCONDITIONALLY GUARANTEED BY THE~~
17 ~~UNITED STATES;~~

18 (4) ~~LIMIT THE ISSUANCE OF ADDITIONAL BONDS AND SPECIFY THE~~
19 ~~TERMS ON WHICH ADDITIONAL BONDS MAY BE ISSUED, SECURED, AND RANK ON~~
20 ~~PARITY WITH, OR BE SUBORDINATE OR SUPERIOR TO OTHER BONDS;~~

21 (5) ~~REFUND OR REFINANCE OUTSTANDING BONDS;~~

22 (6) ~~ESTABLISH ANY PROCEDURE CONCERNING THE MANNER IN WHICH~~
23 ~~THE TERMS OF ANY CONTRACT WITH BONDHOLDERS MAY BE ALTERED OR~~
24 ~~AMENDED, THE AMOUNT OF BONDS TO WHICH THE HOLDERS MUST CONSENT, AND~~
25 ~~THE MANNER IN WHICH THE HOLDERS MUST CONSENT;~~

26 (7) ~~DEFINE THE ACTS OR OMISSIONS THAT CONSTITUTE A DEFAULT IN~~
27 ~~THE DUTIES OF THE AUTHORITY TO HOLDERS OF BONDS AND PROVIDE THE RIGHTS~~
28 ~~AND REMEDIES OF THE HOLDERS IN THE EVENT OF A DEFAULT, WHICH MAY~~
29 ~~INCLUDE PROVISIONS THAT RESTRICT INDIVIDUAL RIGHT OF ACTION BY~~
30 ~~BONDHOLDERS;~~

31 (8) ~~PROVIDE FOR GUARANTEES, PLEDGES OF PROPERTY, LETTERS OF~~
32 ~~CREDIT, OR OTHER SECURITY, OR INSURANCE FOR THE BENEFIT OF BONDHOLDERS;~~
33 ~~AND~~

34 (9) ~~PROVIDE FOR ANY OTHER MATTER RELATING TO THE BONDS THAT~~
35 ~~THE AUTHORITY DEEMS APPROPRIATE.~~

36 (B) ~~ANY PROVISIONS UNDER SUBSECTION (A) OF THIS SECTION THAT THE~~
37 ~~AUTHORITY INCLUDES IN A RESOLUTION OR TRUST AGREEMENT MAY BE MADE PART~~
38 ~~OF THE CONTRACT WITH THE HOLDERS OF THE BONDS.~~

1 ~~43-1219.~~

2 (A) ~~A PLEDGE BY THE AUTHORITY OF REVENUES AS SECURITY FOR AN ISSUE~~
3 ~~OF BONDS SHALL BE VALID AND BINDING ON AND AFTER THE DATE WHEN THE~~
4 ~~DOCUMENTS EVIDENCING THE PLEDGE ARE EXECUTED BY THE AUTHORITY.~~

5 (B) (1) ~~THE REVENUES THAT THE AUTHORITY PLEDGES MAY BE MADE~~
6 ~~IMMEDIATELY SUBJECT TO THE LIEN OF THE PLEDGE WITHOUT ANY PHYSICAL~~
7 ~~DELIVERY OR FURTHER ACT.~~

8 (2) ~~THE LIEN OF ANY PLEDGE OF REVENUE IS VALID AND BINDING~~
9 ~~AGAINST ANY PERSON WHO HAS ANY CLAIM IN TORT, CONTRACT, OR OTHERWISE~~
10 ~~AGAINST THE AUTHORITY, WHETHER OR NOT THE PERSON HAS NOTICE.~~

11 (C) ~~IN ORDER TO PERFECT THE LIEN ON THE REVENUE PLEDGED BY THE~~
12 ~~AUTHORITY AGAINST THIRD PERSONS, A RESOLUTION, TRUST AGREEMENT,~~
13 ~~FINANCING STATEMENT, CONTINUATION STATEMENT, OR OTHER INSTRUMENT~~
14 ~~THAT THE AUTHORITY ADOPTS OR ENTERS INTO NEED NOT BE FILED OR RECORDED~~
15 ~~IN ANY PUBLIC RECORD OTHER THAN THE RECORDS OF THE AUTHORITY.~~

16 ~~43-1220.~~

17 ~~A MEMBER OF THE AUTHORITY OR ANY PERSON EXECUTING THE BONDS OF~~
18 ~~THE AUTHORITY MAY NOT BE HELD LIABLE PERSONALLY ON THE BONDS OR BE~~
19 ~~SUBJECT TO ANY PERSONAL LIABILITY BECAUSE OF THE ISSUANCE OF THE BONDS.~~

20 ~~43-1221.~~

21 (A) ~~THE AUTHORITY MAY ISSUE BONDS TO REFUND ANY OF ITS BONDS THEN~~
22 ~~OUTSTANDING, INCLUDING THE PAYMENT OF ANY REDEMPTION PREMIUM AND ANY~~
23 ~~INTEREST ACCRUED OR TO ACCRUE TO THE EARLIEST OR ANY SUBSEQUENT DATE~~
24 ~~OF REDEMPTION, PURCHASE, OR MATURITY OF THE BONDS.~~

25 (B) ~~REFUNDING BONDS MAY BE ISSUED IN THE DISCRETION OF THE~~
26 ~~AUTHORITY AND FOR ANY PURPOSE AUTHORIZED BY THIS SUBTITLE, INCLUDING:~~

27 (1) (I) ~~THE PUBLIC PURPOSES OF REALIZING SAVINGS IN THE~~
28 ~~EFFECTIVE COSTS OF DEBT SERVICE, DIRECTLY OR THROUGH A DEBT~~
29 ~~RESTRUCTURING;~~

30 (II) ~~ALLEVIATING IMPENDING OR ACTUAL DEFAULT; OR~~

31 (III) ~~ANY OTHER PUBLIC PURPOSE THAT THE AUTHORITY~~
32 ~~DETERMINES IS IN THE BEST INTERESTS OF AND CONSISTENT WITH THE~~
33 ~~AUTHORITY'S LONG TERM FINANCING PLAN;~~

34 (2) ~~IN ONE OR MORE SERIES; AND~~

35 (3) ~~IN AN AMOUNT IN EXCESS OF THAT OF THE BONDS TO BE~~
36 ~~REFUNDED.~~

1 ~~13-1222.~~

2 (A) ~~THE AUTHORITY MAY ENTER INTO AGREEMENTS WITH AGENTS, BANKS,~~
3 ~~INSURERS, OR OTHERS FOR THE PURPOSE OF ENHANCING THE MARKETABILITY OF,~~
4 ~~OR AS A SECURITY FOR, ITS BONDS.~~

5 (B) ~~ANY FINANCIAL INSTITUTION, INVESTMENT COMPANY, INSURANCE~~
6 ~~COMPANY OR ASSOCIATION, ANY PERSONAL REPRESENTATIVE, GUARDIAN,~~
7 ~~TRUSTEE, OR OTHER FIDUCIARY, AND ANY OTHER PUBLIC OFFICER OR UNIT OF THE~~
8 ~~STATE OR A SUBDIVISION OF THE STATE MAY LEGALLY INVEST ANY MONEYS~~
9 ~~BELONGING TO THEM OR WITHIN THEIR CONTROL IN ANY BONDS ISSUED BY THE~~
10 ~~AUTHORITY.~~

11 ~~13-1223.~~

12 ~~THE BONDS OF THE AUTHORITY, THEIR TRANSFER, THE INTEREST PAYABLE ON~~
13 ~~THEM, AND ANY INCOME DERIVED FROM THEM, INCLUDING ANY PROFIT REALIZED~~
14 ~~IN THEIR SALE OR EXCHANGE, ARE EXEMPT AT ALL TIMES FROM EVERY KIND OF~~
15 ~~TAXATION BY THIS STATE OR BY ANY OF ITS POLITICAL SUBDIVISIONS, MUNICIPAL~~
16 ~~CORPORATIONS, OR PUBLIC AGENCIES.~~

17 ~~PART V. MISCELLANEOUS.~~

18 ~~13-1224.~~

19 (A) ~~IN THIS SECTION, "AGGRIEVED PERSON" MEANS:~~

20 (1) ~~A PERSON THAT:~~

21 (I) ~~IS A PARTY TO A DISPUTE THAT THE AUTHORITY RESOLVES~~
22 ~~UNDER § 13-1208(4)(II) OF THIS SUBTITLE; AND~~

23 (II) ~~IS AGGRIEVED BY THE AUTHORITY'S FINAL ACTION IN~~
24 ~~RESOLVING THE DISPUTE UNDER § 13-1208(4)(II) OF THIS SUBTITLE; OR~~

25 (2) ~~THE LOCAL JURISDICTIONS WITHIN A CERTIFIED CULTURAL ARTS~~
26 ~~DISTRICT FROM WHICH THE AUTHORITY HAS WITHDRAWN APPROVAL OF A~~
27 ~~MANAGEMENT PLAN UNDER § 13-1211(P) OF THIS SUBTITLE.~~

28 (B) ~~THIS SECTION DOES NOT APPLY TO:~~

29 (1) ~~THE FAILURE OF THE AUTHORITY TO DESIGNATE:~~

30 (I) ~~A CULTURAL ARTS DISTRICT AS A RECOGNIZED CULTURAL~~
31 ~~ARTS DISTRICT; OR~~

32 (II) ~~A RECOGNIZED CULTURAL ARTS DISTRICT AS A CERTIFIED~~
33 ~~CULTURAL ARTS DISTRICT THROUGH THE APPROVAL OF A MANAGEMENT PLAN;~~

1 (2) ~~ACTIONS TAKEN BY THE AUTHORITY UNDER ITS POWERS TO ISSUE~~
2 ~~BONDS UNDER PART IV OF THIS SUBTITLE; OR~~

3 (3) ~~THE FAILURE OF THE AUTHORITY TO AWARD OR ENFORCE THE~~
4 ~~TERMS OF GRANTS, LOANS, OR OTHER FINANCING.~~

5 (C) ~~AN AGGRIEVED PERSON MAY APPEAL TO THE OFFICE OF~~
6 ~~ADMINISTRATIVE HEARINGS FOR A HEARING IN ACCORDANCE WITH TITLE 10,~~
7 ~~SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.~~

8 (D) ~~THE DECISION OF THE OFFICE OF ADMINISTRATIVE HEARINGS IS THE~~
9 ~~FINAL ADMINISTRATIVE DECISION.~~

10 (E) ~~THE OFFICE OF ADMINISTRATIVE HEARINGS MAY NOT MODIFY THE~~
11 ~~AUTHORITY'S RESOLUTION OF A DISPUTE UNLESS THE AGGRIEVED PERSON SHOWS~~
12 ~~BY A PREPONDERANCE OF THE EVIDENCE THAT:~~

13 (1) ~~THE FINAL ACTION OF THE AUTHORITY WAS ARBITRARY OR~~
14 ~~CAPRICIOUS; OR~~

15 (2) ~~THE AUTHORITY FAILED TO FOLLOW ITS OWN PROCEDURES OR~~
16 ~~REGULATIONS FOR RESOLVING A DISPUTE UNDER § 13-1208(4)(II) OF THIS SUBTITLE.~~

17 SECTION 2. AND BE IT FURTHER ENACTED, That the Commission shall
18 submit a report to the Senate Budget and Taxation Committee and the House Ways
19 and Means Committee on or before December 1, 2001, in accordance with § 2-1246 of
20 the State Government Article, on its recommendations for developing benefits for
21 resident artists and art-related professional activities in Cultural Arts Districts. In
22 completing this report, the Commission shall study various private and public sector
23 initiatives for qualifying resident artists or art-related professionals to encourage the
24 development of Cultural Arts Districts including income tax exemptions, sales tax
25 exemptions, income tax credits, property tax credits, government-financed economic
26 incentives, zoning variances and alterations, and any other appropriate benefit for
27 qualifying resident artists or art-related professional activities. The Commission
28 shall also study the impact of any of the options developed for Cultural Arts Districts
29 on cultural education and State and local revenues.

30 ~~SECTION 2-3.~~ AND BE IT FURTHER ENACTED, That this Act shall take
31 effect October 1, 2000.