

SENATE BILL 2

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HB 882/99 - APP

2000 Regular Session
0lr1113
CF 0lr0989

(PRE-FILED)

By: **Senators Miller, Blount, Astle, Conway, Currie, Exum, Hughes, Kelley,
Lawlah, McFadden, and Mitchell**

Requested: November 15, 1999

Introduced and read first time: January 12, 2000

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Creation of a State Debt - Anne Arundel County - Kunta Kinte - Alex Haley**
3 **Memorial**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed \$300,000,
5 the proceeds to be used as a grant to the Board of Directors of the Kunta Kinte
6 - Alex Haley Foundation, Inc. for certain development or improvement
7 purposes; providing for disbursement of the loan proceeds, subject to a
8 requirement that the grantee provide and expend a matching fund; and
9 providing generally for 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 Anne Arundel
14 County - Kunta Kinte - Alex Haley Memorial Loan of 2000 in a total principal
15 amount equal to the lesser of (i) \$300,000 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
26 delivering the bonds, unless funds for this purpose are otherwise provided, and then
27 shall be credited on the books of the Comptroller and expended, on approval by the
28 Board of Public Works, for the following public purposes, including any applicable
29 architects' and engineers' fees: as a grant to the Board of Directors of the Kunta Kinte
30 - Alex Haley Foundation, Inc. (referred to hereafter in this Act as "the grantee") for

1 the planning, design, improvement, and construction of a memorial to commemorate
2 Kunta Kinte, who, with 97 other Africans, arrived at the city dock of Annapolis,
3 Maryland, on September 29, 1767 aboard the Lord Ligonier to be sold into slavery,
4 and Alex Haley, a descendant of Kunta Kinte and the internationally acclaimed
5 Pulitzer Prize winning author of "Roots", the family story of Kunta Kinte and his
6 descendants.

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

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

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