

SENATE BILL 291

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B2

2000 Regular Session
(01r1212)

ENROLLED BILL
-- Budget and Taxation/Appropriations --

Introduced by **Senator McFadden**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Creation of a State Debt - Baltimore City - Lyric Opera House**

3 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$2,000,000~~
4 \$750,000 \$500,000, the proceeds to be used as a grant to the Board of Directors
5 of the Lyric Foundation, Inc. for certain development or improvement purposes;
6 providing for disbursement of the loan proceeds, subject to a requirement that
7 the grantee provide and expend a matching fund; and providing generally for
8 the issuance and sale of bonds evidencing the loan.

9 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
10 MARYLAND, That:

11 (1) The Board of Public Works may borrow money and incur indebtedness on
12 behalf of the State of Maryland through a State loan to be known as the Baltimore
13 City - Lyric Opera House Loan of 2000 in a total principal amount equal to the lesser
14 of (i) ~~\$2,000,000~~ \$750,000 \$500,000 or (ii) the amount of the matching fund provided
15 in accordance with Section 1(5) below. This loan shall be evidenced by the issuance,
16 sale, and delivery of State general obligation bonds authorized by a resolution of the

1 Board of Public Works and issued, sold, and delivered in accordance with §§ 8-117
2 through 8-124 of the State Finance and Procurement Article and Article 31, § 22 of
3 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 Board of Directors of the Lyric
13 Foundation, Inc. (referred to hereafter in this Act as "the grantee") for the expansion
14 and capital equipping of the stage and the stage housing, the expansion of the freight
15 elevator, and the construction and capital equipping of dressing rooms, offices,
16 multiple use facilities, and a passenger elevator at the Lyric Opera House in
17 Baltimore City.

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

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

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

