

HOUSE BILL 279

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B2

2001 Regular Session  
11r0827  
CF 11r0826

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By: **Delegate Dewberry**  
Introduced and read first time: January 25, 2001  
Assigned to: Appropriations

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 24, 2001

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Creation of a State Debt - Baltimore County - The Community Learning**  
3 **Center**

4 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$400,000~~  
5 \$300,000, the proceeds to be used as a grant to the Board of Directors of the  
6 Islamic Society of Baltimore, Inc. for certain development or improvement  
7 purposes; prohibiting the use of the proceeds of the sale of the bonds and the  
8 matching fund for religious purposes; providing for disbursement of the loan  
9 proceeds, subject to a requirement that the grantee provide and expend a  
10 matching fund; and providing generally for the issuance and sale of bonds  
11 evidencing the loan.

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
13 MARYLAND, That:

14 (1) The Board of Public Works may borrow money and incur indebtedness on  
15 behalf of the State of Maryland through a State loan to be known as the Baltimore  
16 County - The Community Learning Center Loan of 2001 in the total principal amount  
17 equal to the lesser of (i) ~~\$400,000~~ \$300,000 or (ii) the amount of the matching fund  
18 provided in accordance with Section 1(5) below. This loan shall be evidenced by the  
19 issuance, sale, and delivery of State general obligation bonds authorized by a  
20 resolution of the Board of Public Works and issued, sold, and delivered in accordance  
21 with §§ 8-117 through 8-124 of the State Finance and Procurement Article and  
22 Article 31, § 22 of the Code.

23 (2) The bonds to evidence this loan or installments of this loan may be sold as  
24 a single issue or may be consolidated and sold as part of a single issue of bonds under  
25 § 8-122 of the State Finance and Procurement Article.

1 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer  
2 and first shall be applied to the payment of the expenses of issuing, selling, and  
3 delivering the bonds, unless funds for this purpose are otherwise provided, and then  
4 shall be credited on the books of the Comptroller and expended, on approval by the  
5 Board of Public Works, for the following public purposes, including any applicable  
6 architects' and engineers' fees: as a grant to the Board of Directors of the Islamic  
7 Society of Baltimore, Inc. (referred to hereafter in this Act as "the grantee") for the  
8 planning, design, construction, and capital equipping of a building, to be located at  
9 ~~6600~~ 6631 Johnnycake Road in Baltimore, Maryland, to be used for a community  
10 learning center.

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

15 (5) Prior to the payment of any funds under the provisions of this Act for the  
16 purposes set forth in Section 1(3) above, the grantee shall provide and expend a  
17 matching fund. No part of the grantee's matching fund may be provided, either  
18 directly or indirectly, from funds of the State, whether appropriated or  
19 unappropriated. The fund may consist of real property, in kind contributions, or funds  
20 expended prior to the effective date of this Act. In case of any dispute as to the amount  
21 of the matching fund or what money or assets may qualify as matching funds, the  
22 Board of Public Works shall determine the matter and the Board's decision is final.  
23 The grantee has until June 1, 2003, to present evidence satisfactory to the Board of  
24 Public Works that a matching fund will be provided. If satisfactory evidence is  
25 presented, the Board shall certify this fact to the State Treasurer, and the proceeds of  
26 the loan shall be expended for the purposes provided in this Act.

27 (6) No portion of the proceeds of the loan or any of the matching funds may be  
28 used for the furtherance of sectarian religious instruction, or in connection with the  
29 design, acquisition, or construction of any building used or to be used as a place of  
30 sectarian religious worship or instruction, or in connection with any program or  
31 department of divinity for any religious denomination. Upon the request of the Board  
32 of Public Works, the grantee shall submit evidence satisfactory to the Board that none  
33 of the proceeds of the loan or any matching funds have been or are being used for a  
34 purpose prohibited by this Act.

35 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
36 June 1, 2001.

