HOUSE BILL 599

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By: Delegate C. Davis Introduced and read first time: February 7, 2001 Assigned to: Appropriations	
Committee Report: Favorable with amendments House action: Adopted Read second time: March 24, 2001	

CHAPTER____

1 AN ACT concerning

- 2 Creation of a State Debt Baltimore City Playing Safe <u>Playground</u> 3 <u>Equipment</u>
- 4 FOR the purpose of authorizing the creation of a State Debt not to exceed \$250,000,
- 5 the proceeds to be used for a grant to the Mayor and City Council of the City of
- 6 Baltimore for certain development or improvement purposes; providing for
- disbursement of the loan proceeds, subject to a requirement that the grantee
- 8 provide and expend a matching fund; and providing generally for the issuance
- 9 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 Playing Safe Playground Equipment Loan of 2001 in a total principal amount
- 15 equal to the lesser of (i) \$250,000 or (ii) the amount of the matching fund provided in
- 16 accordance with Section 1(5) below. This loan shall be evidenced by the issuance, sale,
- 17 and delivery of State general obligation bonds authorized by a resolution of the Board
- 18 of Public Works and issued, sold, and delivered in accordance with §§ 8-117 through
- 19 8-124 of the State Finance and Procurement Article and Article 31, § 22 of the Code.
- 20 (2) The bonds to evidence this loan or installments of this loan may be sold as 21 a single issue or may be consolidated and sold as part of a single issue of bonds under
- 22 § 8-122 of the State Finance and Procurement Article.
- 23 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer
- 24 and first shall be applied to the payment of the expenses of issuing, selling, and
- 25 delivering the bonds, unless funds for this purpose are otherwise provided, and then

- 1 shall be credited on the books of the Comptroller and expended, on approval by the
- 2 Board of Public Works, for the following public purposes, including any applicable
- 3 architects' and engineers' fees: as a grant to the Mayor and City Council of the City of
- 4 Baltimore (referred to hereafter in this Act as "the grantee") for the removal,
- 5 construction, repair, renovation, and reconstruction of neighborhood playground
- 6 equipment at sites throughout Baltimore City.
- 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 or funds expended
- 16 prior to the effective date of this Act. The fund may consist of in kind contributions. In
- 17 case of any dispute as to the amount of the matching fund or what money or assets
- 18 may qualify as matching funds, the Board of Public Works shall determine the matter
- 19 and the Board's decision is final. The grantee has until June 1, 2003, to present
- 20 evidence satisfactory to the Board of Public Works that a matching fund will be
- 21 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 27 effect June 1, 2001.